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TITLE 3—THE PRESIDENT

PROCLAMATION 2790

SUPPLEMENTING PROCLAMATIONS OF DECEMBER 16, 1947 AND JANUARY 1, 1948, CARRYING OUT GENERAL AGREEMENT ON TARIFFS AND TRADE AND EXCLUSIVE TRADE AGREEMENT WITH CUBA, RESPECTIVELY

BY THE PRESIDENT OF THE UNITED STATES
OF AMERICA
A PROCLAMATION

WHEREAS (1) pursuant to the authority conferred by section 350 of the Tariff Act of 1930, as amended by section 1 of the Act of June 12, 1934, by the Joint Resolution approved June 7, 1943, and by sections 2 and 3 of the Act of July 5, 1945 (48 Stat. 943 and 944, ch. 474, 57 Stat. 125, ch. 113, 59 Stat. 410 and 411, ch. 269; 19 U. S. C. (1946) 1351), the period within which said authority may be exercised having been extended by section 1 of said Act of July 5, 1945 until the expiration of three years from June 12, 1945 (48 Stat. 944, ch. 474, 59 Stat. 410, ch. 269; 19 U. S. C. (1946) 1352 (c)) on October 30, 1947 the President entered into a trade agreement with the Governments of the Commonwealth of Australia, the Kingdom of Belgium, the United States of Brazil, Burma, Canada, Ceylon, the Republic of Chile, the Republic of China, the Republic of Cuba, the Czechoslovak Republic, the French Republic, India, Lebanon, the Grand-Duchy of Luxembourg, the Kingdom of the Netherlands, New Zealand, the Kingdom of Norway, Pakistan, Southern Rhodesia, Syria, the Union of South Africa, and the United Kingdom of Great Britain and Northern Ireland, which trade agreement consists of the General Agreement on Tariffs and Trade and the related Protocol of Provisional Application thereof, together with the Final Act Adopted at the Conclusion of the Second Session of the Preparatory Committee of the United Nations Conference on Trade and Employment which authenticated the texts of said general agreement and said protocol;

WHEREAS (2) on December 16, 1947 by Proclamation 2761A the President proclaimed such modifications of exist-

ing duties and other import restrictions of the United States of America and such continuance of existing customs or excise treatment of articles imported into the United States of America as were then found to be required or appropriate to carry out said trade agreement on and after January 1, 1948 (12 F. R. 8863), which proclamation has been supplemented by Proclamation 2769 of January 30, 1948 (13 F. R. 467), Proclamation 2782 of April 22, 1948 (13 F. R. 2211) and Proclamation 2784 of May 4, 1948 (13 F. R. 2439)

WHEREAS (3) pursuant to the authority conferred by said section 350, the period within which said authority may be exercised having been so extended, on October 30, 1947 the President entered into an exclusive trade agreement with the Government of the Republic of Cuba (T. D. 51819 (Customs)) which exclusive trade agreement includes certain portions of other documents made a part thereof and provides for the customs treatment in respect of ordinary customs duties of products of the Republic of Cuba imported into the United States of America;

WHEREAS (4) on January 1, 1948 by Proclamation 2764 the President proclaimed such modifications of existing duties and other import restrictions of the United States of America in respect of products of the Republic of Cuba and such continuance of existing customs and excise treatment of products of the Republic of Cuba imported into the United States of America as were then found to be required or appropriate to carry out said exclusive trade agreement on and after January 1, 1948 (13 F. R. 21) which proclamation has been supplemented by said proclamations of January 30, 1948, April 22, 1948, and May 4, 1948;

WHEREAS (5) said trade agreement specified in the 1st recital of this proclamation was supplemented on March 24, 1948 by (a) a Protocol Modifying Certain Provisions of the General Agreement on Tariffs and Trade, section V of which protocol provides that the modifications provided for therein shall become an integral part of said general agreement on April 15, 1948, and a copy of which, in the English and French lan-

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FEDERAL REGISTER

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guages, is annexed to this proclamation¹ (b) a Special Protocol Modifying Article XIV of the General Agreement on Tariffs and Trade, section V of which protocol provides that it shall enter into force on the day on which it has been signed by all the governments which are at that time contracting parties of said general agreement, and a copy of which, in the English and French languages, is annexed to this proclamation¹ and (c) a Special Protocol Relating to Article XXIV of the General Agreement on Tariffs and Trade, which protocol provides that in accordance with article XXX of said general agreement the amendment contained therein shall become effective, in respect of those contracting parties which accept it, upon acceptance by two-thirds of the contracting parties to said general agreement, and a copy of which, in the English and French languages, is annexed to this proclamation¹.

WHEREAS (6) said special protocol modifying article XIV had been signed by all the governments which were contracting parties to said general agreement on April 19, 1948, and the instrument of acceptance by the Government of the United States of America of the amendment contained in said special protocol relating to article XXIV was deposited with the Secretary General of the United Nations on May 27, 1948;

WHEREAS (7) said trade agreement specified in the 1st recital of this proclamation and said exclusive trade agreement specified in the 3rd recital of this proclamation were supplemented on March 24, 1948 by a Protocol of Rectifications to the General Agreement on Tariffs and Trade, numbered paragraph 3 of which protocol provides that the rectifications included therein shall be

¹The texts of each of the three protocols referred to in the 5th recital, in the English and French languages, are contained in the United Nations publication entitled General Agreement on Tariffs and Trade, Protocols and Declaration signed at Havana, on 24 March 1948, United Nations Pub. 1948, IID. 5. The texts of these protocols in the original languages will be published in the Treaties and Other International Acts Series of the Department of State, and in the Statutes at Large.

applied as if they had formed a part of said general agreement on October 30, 1947, and a copy of which, in the English and French languages, is annexed to this proclamation;²

WHEREAS (8) I determine that it is required or appropriate to carry out said trade agreement specified in the 1st recital of this proclamation that part I of schedule XX of said general agreement be rectified in the manner provided for in said protocol specified in the 7th recital of this proclamation;

WHEREAS (9) I determine that it is required or appropriate to carry out said exclusive trade agreement specified in the 3rd recital of this proclamation that part II of schedule XX of said general agreement be rectified in the manner provided for in said protocol specified in the 7th recital of this proclamation;

WHEREAS (10) I determine that it is required or appropriate to carry out said trade agreement specified in the 1st recital of this proclamation that (a) exception (III) of subdivision (a) of said proclamation of December 16, 1947 (including said exception as applicable by reference to said proclamations of April 22, 1948 and May 4, 1948) be changed to "(III) more favorable customs treatment is prescribed for the article by any of the following then in effect: (i) a proclamation pursuant to said section 350 of the Tariff Act of 1930, as amended, or (ii) any other proclamation, a statute, or an executive order, which proclamation, statute, or order either provides for an exemption from duty or import tax, or became effective subsequent to October 30, 1947;" and (b) subdivision (d) of part I of said proclamation of January 30, 1948 be changed to "(d) That the provisions of the foregoing subdivisions (a) and (b) shall not apply to a particular article by virtue of this proclamation if, when the article is entered, or withdrawn from warehouse, for consumption, more favorable customs treatment is prescribed therefor by any of the following then in effect: (i) a proclamation pursuant to said section 350 of the Tariff Act of 1930, as amended, or (ii) any other proclamation, a statute, or an executive order, which proclamation, statute, or order either provides for an exemption from duty or import tax, or became effective subsequent to October 30, 1947;" and

WHEREAS (11) I determine that it is required or appropriate to carry out said exclusive trade agreement specified in the 3rd recital of this proclamation that (a) subdivision (d) of said proclamation of January 1, 1948 be changed

²The text of this protocol, in the English and French languages, is contained in the United Nations publication entitled General Agreement on Tariffs and Trade, Protocols and Declaration signed at Havana, on 24 March 1948, United Nations Pub. 1948, IID. 5. The text of this protocol in the original languages, with an English translation of those parts of which French is the only original language, will be published in the Treaties and Other International Acts Series of the Department of State, and in the Statutes at Large. The English text of this protocol, except those portions of numbered paragraph 2 which relate to annex B and to schedules other than schedule XX, will be printed in Treasury Decision 51839 (Customs).

to (d) The provisions of subdivisions (a), (b) and (c) shall not apply to a particular article by virtue of this proclamation if, when the article is entered, or withdrawn from warehouse, for consumption, more favorable customs treatment is prescribed therefor by any of the following then in effect: (i) a proclamation pursuant to said section 350 of the Tariff Act of 1930, as amended, or (ii) any other proclamation, a statute, or an executive order, which proclamation, statute, or order either provides for an exemption from duty or import tax, or became effective subsequent to October 30, 1947; and" and (b) the exception following the second date of January 1, 1948 in subdivision (a) of part II of said proclamation of January 30, 1948 be changed to "except that no such rate shall be applied to a particular article by virtue of this proclamation if, when the article is entered, or withdrawn from warehouse, for consumption, more favorable customs treatment is prescribed therefor by any of the following then in effect: (i) a proclamation pursuant to said section 350 of the Tariff Act of 1930, as amended, or (ii) any other proclamation, a statute, or an executive order, which proclamation, statute, or order either provides for an exemption from duty or import tax, or became effective subsequent to October 30, 1947;"

NOW, THEREFORE, be it known that I, Harry S. Truman, President of the United States of America, do proclaim:

Part I

Acting under the authority of said section 350 of the Tariff Act of 1930, as amended, and to the end that said trade agreement specified in the 1st recital of this proclamation may be carried out, that:

(a) The provisions of part I of schedule XX of said general agreement shall be applied, subject to the applicable terms, conditions, and qualifications set forth in part I of, and the general notes in, said schedule XX, and parts I, II, and III of said general agreement, and in subdivisions (a) and (b) of said proclamation of December 16, 1947, including any amendments and rectifications of said agreement and said proclamation which have been proclaimed by the President, as if the rectifications in said protocol specified in the 7th recital of this proclamation had appeared in said general agreement on October 30, 1947; and

(b) Effective on and after June 15, 1948 exception (III) of subdivision (a) of said proclamation of December 16, 1947 (including said exception as applicable by reference to said proclamations of April 22, 1948 and May 4, 1948) and subdivision (d) of part I of said proclamation of January 30, 1948 shall be amended in the manner indicated in the 10th recital of this proclamation;

Part II

Acting under the authority of said section 350 of the Tariff Act of 1930, as amended, and to the end that said exclusive trade agreement specified in the 3rd recital of this proclamation may be carried out, that:

(a) The provisions of part II of schedule XX of said general agreement shall

be applied, subject to the applicable terms, conditions, and qualifications set forth in part II of, and the general notes in, said schedule XX and other parts of said exclusive trade agreement, and in the first subdivision (a) and in subdivision (d) of said proclamation of January 1, 1948, including any amendments and rectifications of said agreement and said proclamation which have been proclaimed by the President, as if the rectifications in said protocol specified in the 7th recital of this proclamation which apply to part II of said schedule XX had appeared therein as a part of said exclusive trade agreement on October 30, 1947, and

(b) Effective on and after June 15, 1948 subdivision (d) of said proclamation of January 1, 1948 and the exception following the second date of January 1, 1948 in subdivision (a) of part II of said proclamation of January 30, 1948 shall be amended in the manner indicated in the 11th recital of this proclamation; and

Part III

That the modifications provided for in said protocol modifying certain provisions of said general agreement specified in the 5th recital of this proclamation became effective on April 15, 1948; said special protocol modifying article XIV specified in said 5th recital became effective on April 19, 1948; and the amendment contained in said special protocol relating to article XXIV specified in said 5th recital will become effective upon acceptance by two-thirds of the contracting parties to said general agreement.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE at the City of Washington this 11th day of June in the year of our Lord nineteen hundred and forty-[SEAL] eight and of the Independence of the United States of America the one hundred and seventy-second.

HARRY S. TRUMAN

By the President:

G. C. MARSHALL,
Secretary of State.

[F. R. Doc. 48-5490; Filed, June 16, 1948;
11:40 a. m.]

PROCLAMATION 2791

SUPPLEMENTING PROCLAMATION OF DECEMBER 16, 1947 CARRYING OUT GENERAL AGREEMENT ON TARIFFS AND TRADE

BY THE PRESIDENT OF THE UNITED STATES
OF AMERICA
A PROCLAMATION

WHEREAS (1) pursuant to the authority conferred by section 350 of the Tariff Act of 1930, as amended by section 1 of the Act of June 12, 1934, by the Joint Resolution approved June 7, 1943, and by sections 2 and 3 of the Act of July 5, 1945 (48 Stat. 943 and 944, ch. 474, 57 Stat. 125, ch. 118, 59 Stat. 410 and 411, ch. 269; 19 U. S. C. (1946) 1351) the period within which said authority may be exercised having been extended by

section 1 of said Act of July 5, 1945 until the expiration of three years from June 12, 1945 (48 Stat. 944, ch. 474, 59 Stat. 410, ch. 269; 19 U. S. C. (1946) 1352 (c)) on October 30, 1947 the President entered into a trade agreement with the Governments of the Commonwealth of Australia, the Kingdom of Belgium, the United States of Brazil, Burma, Canada, Ceylon, the Republic of Chile, the Republic of China, the Republic of Cuba, the Czechoslovak Republic, the French Republic, India, Lebanon, the Grand-Duchy of Luxembourg, the Kingdom of the Netherlands, New Zealand, the Kingdom of Norway, Pakistan, Southern Rhodesia, Syria, the Union of South Africa, and the United Kingdom of Great Britain and Northern Ireland, which trade agreement consists of the General Agreement on Tariffs and Trade and the related Protocol of Provisional Application thereof, together with the Final Act Adopted at the Conclusion of the Second Session of the Preparatory Committee of the United Nations Conference on Trade and Employment which authenticated the texts of said general agreement and said protocol;

WHEREAS (2) on December 16, 1947 by Proclamation 2761A the President proclaimed such modifications of existing duties and other import restrictions of the United States of America and such continuance of existing customs or excise treatment of articles imported into the United States of America as were then found to be required or appropriate to carry out said trade agreement on and after January 1, 1948 (12 F. R. 8863) which proclamation has been supplemented by Proclamation 2769 of January 30, 1948 (13 F. R. 467) Proclamation 2782 of April 22, 1948 (13 F. R. 2211) Proclamation 2784 of May 4, 1948, and a Proclamation of June 11, 1948;

WHEREAS (3) said protocol of provisional application has been signed by the Government of the Union of South Africa on May 14, 1948, and said Government will be a contracting party to said general agreement on June 14, 1948;

WHEREAS (4) I, Harry S. Truman, President of the United States of America, determine that the application of such of the concessions provided for in part I of schedule XX of said general agreement which were withheld from application in accordance with article XXVII of said general agreement by said proclamation of December 16, 1947 as are identified in the following list is required or appropriate to carry out, on and after June 14, 1948, said trade agreement specified in the 1st recital of this proclamation:

Item (paragraph)	Rates of duty
209 [first]-----	1/8¢ per lb.
742-----	6 1/4¢ per cu. ft. of such bulk or the capacity of the packages, according as imported.

1102 (b) [second]-- All rates;

NOW THEREFORE, be it known that, acting under the authority of said section 350 of the Tariff Act of 1930, as amended, to the end that said trade agreement specified in the 1st recital of this proclamation may be carried out, I, Harry S. Truman, President of the United States

of America, do proclaim that, effective on and after June 14, 1948, the concessions provided for in part I of said schedule XX which are identified in the 4th recital of this proclamation shall no longer be identified in the 8th recital of said proclamation of December 16, 1947, and the rates of duty representing such concessions identified in said 4th recital of this proclamation shall be applied, subject to the applicable terms, conditions, and qualifications set forth in said schedule XX, and parts I, II, and III, of said general agreement, and in subdivision, (a) other than exception (I) thereof, of said proclamation of December 16, 1947, including any amendments and rectifications of said agreement and said proclamation which have been proclaimed by the President, to articles of the kinds provided for in the descriptions of products in the column at the left of said rates.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE at the City of Washington this 12th day of June, in the year of our Lord nineteen hundred and [SEAL] forty-eight and of the Independence of the United States of America the one hundred and seventy-second.

HARRY S. TRUMAN

By the President:

G. C. MARSHALL,
Secretary of State.

[F. R. Doc. 48-5489; Filed, June 10, 1948;
11:40 a. m.]

TITLE 6—AGRICULTURAL CREDIT

Chapter II—Production and Marketing Administration (Commodity Credit)

[1948 C. C. C. Wheat Bulletin 1]

PART 251—WHEAT LOANS AND PURCHASE AGREEMENTS

1948 WHEAT PRICE SUPPORT PROGRAM BULLETIN

This bulletin states the requirements with respect to the 1948 Wheat Price Support Program formulated by Commodity Credit Corporation (hereinafter referred to as CCC) and the Production and Marketing Administration (hereinafter referred to as PMA). Loans will be made available on wheat produced in 1948 in accordance with this bulletin.

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251.201	Administration.
251.202	Availability of loans.
251.203	Approved lending agencies.
251.204	Eligible producer.
251.205	Eligible wheat.
251.206	Eligible storage.
251.207	Approved forms.
251.208	Determination of quantity.
251.209	Determination of dockage, smut, and garlic.
251.210	Liens.
251.211	Service fees.
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251.214	Interest rate.
251.215	Transfer of producer's equity.
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Sec.
 251.217 Insurance.
 251.218 Loss or damage to the wheat.
 251.219 Personal liability.
 251.220 Maturity and satisfaction.
 251.221 Removal of the wheat under loan.
 251.222 Release of the wheat under loan.
 251.223 Storage allowance.
 251.224 Purchase of notes.
 251.225 Commodity Credit Corporation field offices.

AUTHORITY: §§ 251.201 to 251.225, inclusive, issued under sec. 7 (a), 49 Stat. 4, as amended, sec. 8, 56 Stat. 767, as amended; 15 U. S. C. 713 (a), 50 U. S. C. App., 983; Charter of Commodity Credit Corporation.

§ 251.201 *Administration.* The program will be administered in the field through the CCC field offices, the State PMA committees, and the county agricultural conservation committees, under the direction of the Administrator or his designee. Forms will be distributed through the offices of State and county committees. County committees will determine or cause to be determined the quantity and grade of the wheat, the amount of the loan, and the value of the wheat delivered under a loan. All loan documents will be completed and approved by the county committee, which will retain copies of all documents. The county committee may designate in writing certain employees of the county agricultural conservation association to approve such forms on behalf of the committee. The county committee will furnish the borrower with the names of local lending agencies approved for making disbursements on loan documents, or with the address of the CCC field office to which loan documents may be forwarded for disbursement.

§ 251.202 *Availability of loans—(a) Area.* (1) Loans shall be available on eligible wheat in eligible farm storage in the States and counties for which loan rates will be established in Supplement 2 to this bulletin.

(2) Loans shall be available on eligible wheat stored in eligible warehouses in all areas.

(b) *Time.* Loans shall be available through December 31, 1948.

(c) *Source.* Loans shall be made available to producers direct by CCC field offices and by lending agencies under agreements with CCC.

§ 251.203 *Approved lending agencies.* An approved lending agency shall be any bank, cooperative marketing association, corporation, partnership, individual, or other legal entity with which CCC has entered into a Lending Agency Agreement (Form PMA-97) or other form prescribed by the Administrator.

§ 251.204 *Eligible producer.* An eligible producer shall be any individual, partnership, association, corporation, or other legal entity producing wheat in 1948 as landowner, landlord, tenant, or sharecropper.

§ 251.205 *Eligible wheat.* Eligible wheat shall be wheat which meets the following requirements:

(a) Such wheat must be produced in 1948 by an eligible producer, or wheat represented by a "Certificate of Indem-

nity" (Form FCI-574, Revised), issued by the Federal Crop Insurance Corporation to an eligible producer on the 1948 crop.

(b) The beneficial interest in the wheat must be in the person tendering the wheat for a loan, must always have been in him, or must have been in him and a former producer whom he succeeded before the wheat was harvested.

(c) Such wheat must be (1) wheat of any class grading No. 3 or better; or (2) wheat of any class grading No. 4 or 5 solely on the factor of test weight but otherwise grading No. 3 or better (if the wheat is warehouse stored, the quality of the wheat must be evidenced by a statement of the warehouseman on the warehouse receipt, the inspection certificate, or the warehouseman's supplemental certificate substantially as follows: "This wheat grades No. ___ solely because of test weight.") or (3) wheat of the class mixed wheat, consisting only of mixtures of grades of wheat which are eligible for loans as stated in subparagraphs (1) or (2) of this paragraph provided such mixtures are the natural products of the field.

(d) If such wheat is of the class hard red spring, durum, or red durum, it shall contain not more than 14½ percent moisture, and if it is of any other class it shall contain not more than 14 percent moisture.

(e) In order to be eligible for a loan, wheat stored on the farm must have been stored in the granary at least 30 days prior to its inspection for measurement, sampling, and sealing, unless otherwise approved by the State PMA committee.

§ 251.206 *Eligible storage.* Eligible storage for wheat shall meet the following requirements:

(a) Eligible farm storage shall consist of farm bins and granaries which, as determined by the county committee, are of such substantial and permanent construction as to afford safe storage of the wheat for a period of 2 years, permit effective fumigation for the destruction of insects, and afford protection against rodents, other animals, thieves, and weather.

(b) Eligible warehouse storage shall consist of (1) public grain warehouses for which a Uniform Grain Storage Agreement (CCC Form H, revised) has been executed (Warehousemen desiring approval may communicate with the CCC field office serving the area in which the warehouse is located); or (2) warehouses of eastern common carriers operating under tariffs approved by the Interstate Commerce Commission. A list of approved warehouses will be furnished State Offices and county committees.

§ 251.207 *Approved forms.* The approved forms consist of the loan documents which, together with the provisions of this bulletin and the supplements thereto, govern the rights and responsibilities of the producer, and should be read carefully. Any fraudulent representation made by a producer in obtaining a loan or in executing any of the loan documents will render him subject to prosecution under the United States Criminal Code. Notes and chattel mortgages, and note and loan agree-

ments, must be dated prior to January 1, 1949, and must be executed in accordance with this bulletin, with State and documentary revenue stamps affixed thereto where required by law. Notes and chattel mortgages, and note and loan agreements, executed by an administrator, executor, or trustee, will be acceptable only where legally valid.

(a) *Farm storage loans.* Approved forms shall consist of producers' notes on CCC Commodity Form A, secured by chattel mortgages on CCC Commodity Form AA.

(b) *Warehouse storage loans.* Approved forms shall consist of note and loan agreements on CCC Commodity Form B, secured by negotiable warehouse receipts representing the wheat stored in approved warehouses. All wheat pledged as security for a loan on a single CCC Commodity Form B must be stored in the same warehouse.

(c) *Warehouse receipts.* Wheat in eligible warehouse storage under the loan program must be represented by warehouse receipts which satisfy the following requirements:

(1) Warehouse receipts must be issued in the name of the producer, must be properly endorsed in blank so as to vest title in the holder, and must be issued by an approved warehouse.

(2) Each warehouse receipt should set forth in its written terms that the wheat is insured for not less than market value against the hazards of fire, lightning, inherent explosion, windstorm, cyclone, and tornado, or, in lieu of this statement, it must have stamped or printed thereon the word "Insured."

(3) The wheat represented by each warehouse receipt must be free of all liens for charges prior to unloading in or delivery to the warehouse. Liens for warehouse charges will be recognized by CCC only from May 15, 1948, or the date of the warehouse receipt, whichever is later.

(4) Warehouse receipts must set forth in the written or printed terms the gross weight or bushels, grade, and subclass, and such other information as is required by the Uniform Warehouse Receipts Act.

(5) Each warehouse receipt, or the warehouseman's supplemental certificate (in duplicate) properly identified with the warehouse receipt, must show the test weight, protein content (if determined by protein analysis), degree or percentage of smut, garlic, and dockage, and must also show the moisture content except in the States of California, Idaho, Montana, Nevada, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming. (In those areas where moisture content is required, but it is not customary for country warehousemen to determine the exact moisture percentage, a warehouse receipt representing wheat stored in a country warehouse will be accepted if the moisture content is not shown, provided the grade of wheat does not show the word "tough." In such cases the warehouseman will be responsible for delivering wheat which does not grade "tough" or "sample" due to moisture content.)

(6) In the case of warehouse receipts issued for wheat delivered by rail or

barge, CCC will accept inbound weight and inspection certificates and protein certificates properly identified with the wheat covered thereby in lieu of the information required by subparagraph (5) of this paragraph. In areas where licensed inspectors are not available at terminal and subterminal warehouses, CCC will accept inspection certificates, based on representative samples which have been forwarded to and graded by licensed grain inspectors. The official inbound weight and inspection certificates must represent wheat unloaded in the warehouse issuing said receipt.

(7) In the case of warehouse receipts issued for wheat delivered by rail or barge, the protein content, as determined by a recognized protein testing laboratory, must be shown on each warehouse receipt (or supplemental certificate accompanying the warehouse receipt) representing wheat of the subclasses of hard red spring and hard red winter and of the subclass hard white wheat, except that protein content need not be shown for the subclasses hard winter and yellow hard winter produced in States or areas tributary to markets where a showing of protein content is not customarily required.

§ 251.208 *Determination of quantity.* Loans will be made at values expressed in cents per bushel. A bushel will be 60 pounds of wheat free of dockage, when determined by weight, or 1.25 cubic feet of wheat testing 60 pounds per bushel when determined by measurement. A deduction of $\frac{3}{4}$ of a pound for each sack will be made in determining the net quantity of the wheat when stored as sacked grain. In determining the quantity of wheat in farm storage by measurement, fractional pounds of the test weight per bushel will be disregarded, and the quantity determined as above will be the following percentages of the quantity determined for 60-pound wheat:

	Percent
65 pounds or over-----	108
64 pounds or over, but less than 65 pounds-----	107
63 pounds or over, but less than 64 pounds-----	105
62 pounds or over, but less than 63 pounds-----	103
61 pounds or over, but less than 62 pounds-----	102
60 pounds or over, but less than 61 pounds-----	100
59 pounds or over, but less than 60 pounds-----	98
58 pounds or over, but less than 59 pounds-----	97
57 pound or over, but less than 58 pounds-----	95
56 pounds or over, but less than 57 pounds-----	93
55 pounds or over, but less than 56 pounds-----	92
54 pounds or over, but less than 55 pounds-----	90
53 pounds or over, but less than 54 pounds-----	88
52 pounds or over, but less than 53 pounds-----	87
51 pounds or over, but less than 52 pounds-----	85
50 pounds or over, but less than 51 pounds-----	83

§ 251.209 *Determination of dockage, smut, and garlic.* The percentage of

dockage shall be determined in accordance with the Official Grain Standards of the United States and the weight of such dockage shall be deducted from the gross weight of the wheat in determining the net quantity available for loan.

In the States of California, Idaho, New Mexico, Nevada, Oregon, Utah, and Washington, the quantity of smut shall be stated in percentage in accordance with the method set out in paragraph (a) under "smutty wheat" in the current handbook of the Official Grain Standards of the United States, and shall be stated in terms of half percent, whole percent, or whole and half percent, and the quantity of smut so determined in pounds shall be deducted from the weight of the wheat after deduction of dockage. Elsewhere the smut condition of the wheat shall be determined on a degree basis in accordance with paragraph (b) under "smutty wheat," Official Grain Standards of the United States. Where applicable, the words "light smutty" or "smutty" shall be added to, and made a part of, the grade designation.

The garlic condition of the wheat shall be determined in accordance with the Official Grain Standards of the United States, and such condition shall be made a part of the grade designation by addition of the words "light garlicky" or the word "garlicky" as determined under such standards.

§ 251.210 *Liens.* The wheat must be free and clear of all liens and encumbrances, or if liens or encumbrances exist on the wheat, proper waivers must be obtained.

§ 251.211 *Service fees.* Where the wheat under loan is farm-stored, the producer shall pay a service fee of 1 cent per bushel on the number of bushels placed under loan, or \$3.00, whichever is greater, and where the wheat under loan is warehouse-stored, the producer shall pay a service fee of $\frac{1}{2}$ cent per bushel on the number of bushels placed under loan, or \$1.50, whichever is greater.

§ 251.212 *Set-offs.* A producer who is listed on the county debt register as indebted to any agency or corporation of the United States Department of Agriculture shall designate the agency or corporation to which he is indebted as the payee of the proceeds of the loan to the extent of such indebtedness, but not to exceed that portion of the proceeds remaining after deduction of the service fees and amounts due prior lienholders. Indebtedness owing to CCC shall be given first consideration after claims of prior lienholders.

§ 251.213 *Loan rates.* Loan rates and settlement values for the designated grades and subclasses will be set out in 1948 CCC Wheat Bulletin 1, Supplements 1 and 2.

§ 251.214 *Interest rate.* Loans shall bear interest at the rate of 3 percent per annum, and interest shall accrue from the date of disbursement of the loan, notwithstanding the printed provisions of the note.

§ 251.215 *Transfer of producer's equity.* The right of the producer to transfer

either his right to redeem the wheat under loan or his remaining interest may be restricted by CCC.

§ 251.216 *Safeguarding of the wheat.* The producer who places the wheat under loan is obligated to maintain the farm storage structures in good repair, and to keep the wheat in good condition.

§ 251.217 *Insurance.* CCC will not require the producer to insure the wheat placed under farm storage loan; however, if the producer does insure such wheat, such insurance shall inure to the benefit of CCC to the extent of its interest, after first satisfying the producer's equity in the wheat involved in the loss.

§ 251.218 *Loss or damage to the wheat.* The producer is responsible for any loss in quantity or quality to the wheat placed under farm storage loan, except that uninsured physical loss or damage occurring without fault, negligence, or conversion on the part of the producer, and resulting solely from an external cause other than insect infestation or vermin, will be assumed by CCC, *Provided*, The producer has given the county committee immediate notice in writing of such loss or damage, and provided there has been no fraudulent representation made by the producer in the loan documents or in obtaining the loan.

§ 251.219 *Personal liability.* The making of any fraudulent representation by the producer in the loan documents or in obtaining the loan, or the conversion or unlawful disposition of any portion of the wheat by him, shall render the producer personally liable for the amount of the loan and for any resulting expense incurred by any holder of the note.

§ 251.220 *Maturity and satisfaction.* Loans mature on demand but not later than April 30, 1949. In the case of farm-storage loans, the producer is required to pay off his loan on or before maturity date, or to deliver the mortgaged wheat in accordance with the instructions of the county committee. Credit will be given for the total quantity of wheat delivered, provided it was stored in the bin(s) in which the wheat under loan was stored, at the applicable settlement value, according to grade and/or quality. If the settlement value of the wheat delivered exceeds the amount due on the loan, the amount of the excess shall be paid to the producer. If the settlement value of the wheat is less than the amount due on the loan, the amount of the deficiency, plus interest, shall be paid by the producer to CCC, or may be set off against any payment which would otherwise be made to the producer under any agricultural programs administered by the Secretary of Agriculture, or any other payments which are due or may become due to the producer from CCC or any other agency of the United States. In the event the farm is sold or there is a change of tenancy, the wheat may be delivered before the maturity date of the loan upon prior approval by the county committee. In the case of warehouse-storage loans, if the producer does not

repay his loan by maturity, CCC shall have the right to sell or pool the wheat in satisfaction of the loan in accordance with the provisions of the note and loan agreement and § 251.221.

§ 251.221 *Removal of the wheat under loan.* If the loan is not satisfied upon maturity by payment or delivery, the holder of the note may remove the wheat and sell it, either by separate contract or after pooling it with other lots of wheat similarly held. The producer has no right of redemption after the wheat is pooled, but shall share ratably in any overplus remaining upon liquidation of the pool. CCC shall have the right to treat the pooled wheat as a reserve supply to be marketed under such sales policies as CCC determines will promote orderly marketing, protect the interests of producers and consumers, and not unduly impair the market for the current crop of the wheat even though part or all of such pooled wheat is disposed of under such policies at prices less than the current domestic price for such wheat. Any sum due the producer as a result of the sale of the wheat or of insurance proceeds thereon, or any ratable share resulting from the liquidation of a pool, shall be payable only to the producer without right of assignment by him.

§ 251.222 *Release of the wheat under loan.* A producer may at any time obtain release of the wheat under loan by paying to the holder of the note, or note and loan agreement, the principal amount thereof, plus interest. If the note is held by an out-of-town lending agency or by CCC, the producer may request that the note be forwarded to a local bank for collection. In such case, where CCC is the holder of the note, the local bank will be instructed to return the note if payment is not effected within 15 days. All charges in connection with the collection of the note shall be paid by the producer. Upon payment of a farm-storage loan, the county committee should be requested to release the mortgage by filing an instrument of release or by a marginal release on the county records. Partial releases of the wheat may be arranged with the county committee by paying to the holder of the note the amount of the loan, plus charges and accrued interest, represented by the quantity of the wheat to be released. In case of warehouse-storage loans, each partial release must cover all the wheat under one warehouse receipt number.

§ 251.223 *Storage allowance—(a) Warehouse-storage loans.* Under the loan program, CCC will assume accrued warehouse charges on wheat which is not redeemed.

(b) *Farm-storage loans.* A farm storage payment of 7 cents per bushel will be paid to the producer (1) on wheat delivered to CCC on or after April 30, 1949, or (2) on wheat delivered to CCC prior to April 30, 1949, pursuant to demand by CCC for repayment of the loan. If delivery is made prior to April 30, 1949, upon request by the producer and with the approval of the county committee,

the storage payment will be 6 cents per bushel if the wheat is delivered during the month of April 1949; 5 cents per bushel if the wheat is delivered during the month of March 1949; 4 cents per bushel if the wheat is delivered during the month of February 1949; 3 cents per bushel if the wheat is delivered during the month of January 1949; and 2 cents per bushel if the wheat is delivered prior to January 1, 1949. Earned storage shall be computed after delivery has been completed.

No storage payment will be made on wheat delivered to CCC prior to April 30, 1949, pursuant to demand by CCC for the repayment of a loan if such demand for repayment was due to any fraudulent representation on the part of the producer or the fact that the wheat was damaged, threatened with damage, abandoned, or otherwise impaired.

In the case of losses assumed by CCC under the loan program, CCC will pay the producer the full storage payment of 7 cents per bushel for the wheat lost.

(c) *Track-loaded wheat.* A payment of 2 cents per bushel will be made to the producer by CCC on wheat delivered on track at a country point.

§ 251.224 *Purchase of notes.* CCC will purchase, from approved lending agencies, notes evidencing approved loans which are secured by chattel mortgages or negotiable warehouse receipts. The purchase price to be paid by CCC will be the principal sums remaining due on such notes, plus accrued interest from the date of disbursement to the date of purchase at the rate of 1½ percent per annum. Lending agencies are required to submit a weekly report to CCC and to the county committees on CCC Commodity Form F or such other form as CCC may prescribe, of all payments received on producers' notes held by them, and they are required to remit promptly to CCC an amount equivalent to 1½ percent interest per annum on the amount of the principal collected from the date of disbursement to the date of payment. Lending agencies should submit notes and reports to the CCC field office serving the area.

§ 251.225 *Commodity Credit Corporation field offices.* The CCC field offices and the areas served by them are shown below:

Address and Area

449 West Peachtree St. N. E., Atlanta 3, Ga.. Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, Virginia.

623 South Wabash Ave., Chicago 5, Illinois: Illinois, Indiana, Iowa, Michigan, Ohio.

1114 Commerce St., Dallas 2, Texas: Arkansas, Louisiana, New Mexico, Oklahoma, Texas.

417 East 13th St., Kansas City 6, Mo.. Colorado, Kansas, Missouri, Nebraska, Wyoming. 328 McKnight Building, Minneapolis 1, Minn.. Minnesota, Montana, North Dakota, South Dakota, Wisconsin.

150 Broadway, New York 7, New York: Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, West Virginia.

515 S. W. Tenth Ave., Portland 5, Oreg.. Idaho, Oregon, Washington.

30 Van Ness Ave., San Francisco 2, Calif.. Arizona, California, Nevada, Utah.

Date program announced: May 24, 1948.

RALPH S. TRIGG,
President,
Commodity Credit Corporation.

JUNE 14, 1948.

[F. R. Doc. 48-5436; Filed, June 16, 1948; 8:54 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T. D. 51944]

PART 2—LIABILITY FOR DUTIES, ENTRY OF IMPORTED MERCHANDISE

PART 15—RELIEF FROM DUTIES ON MER- CHANDISE LOST, STOLEN, DESTROYED, INJURED, ABANDONED, OR SHORT-SHIPED

PART 16—LIQUIDATION OF DUTIES

IMPORTATIONS OF ALCOHOLIC BEVERAGES

Sections 8.44, 15.9, 16.3, 16.5, and 16.10, Customs Regulations of 1943, relating to the gauging of and losses from importations of alcoholic beverages provided for in Schedule 8, Tariff Act of 1930, amended, and subject to internal-revenue taxes.

1. Section 8.44, Customs Regulations of 1943, as amended (19 CFR, Cum. Supp. 8.44) is hereby deleted.

(R. S. 251, sec. 624, 46 Stat. 759; Pub. Law 612, 80th Cong., 19 U. S. C. 66, 1624)

2. Section 15.9, Customs Regulations of 1943, as amended (19 CFR, Cum. Supp. 15.9) and footnote 12 appended to this section are hereby deleted.

(R. S. 251, sec. 624, 46 Stat. 759; Pub. Law 612, 80th Cong., 19 U. S. C. 66, 1624)

3. Sections 16.3 (c) Customs Regulations of 1943 (19 CFR, Cum. Supp., 16.3 (c) as amended by T. D. 51277 (10 F. R. 9068) is further amended by inserting immediately before the parenthetical citation the following: "This same procedure shall be followed in the case of alcoholic beverages provided for in Schedule 8, Tariff Act of 1930, and subject to internal-revenue taxes."

(Secs. 505, 624, 46 Stat. 732, 759; Pub. Law 612, 80th Cong., 19 U. S. C. 1505, 1624.)

4. Section 16.5, Customs Regulations of 1943 (19 CFR, Cum. Supp. 16.5) is amended as follows:

a. Paragraph (d) is amended to read as follows:

§ 16.5 *Weight, gauge, or measure.*

(d) Duties and internal-revenue taxes on imported alcoholic beverages provided for in Schedule 8, Tariff Act of 1930, and subject to internal-revenue taxes shall be collected only on the number of proof gallons (or wine gallons if below proof) and fractional parts thereof, entered or withdrawn for consumption."

b. Paragraph (e) is hereby deleted.

c. Section 16.5 is further amended by adding a new footnote 7a, to read as follows:

7a "Notwithstanding any other provision of this Act, the duties imposed on beverages in this schedule (Schedule 8, Tariff Act of 1930) which are subject also to internal-revenue taxes shall be imposed only on the quantities subject to such taxes." (Tariff Act of 1930, par. 813, as amended; 19 U. S. C. 1001, par. 813)

(R. S. 251, sec. 624, 46 Stat. 759; Pub. Law 612, 80th Cong., 19 U. S. C. 66, 1624)

5. Section 16.10 (h) Customs Regulations of 1943 (19 CFR, Cum. Supp. 16.10 (h)) as amended by T. D. 51277 (10 F. R. 9068) is further amended by adding at the end thereof the following sentence: "In the case of alcoholic beverages provided for in Schedule 8, Tariff Act of 1930, subject to internal-revenue taxes, the liquidation shall be made at the port at which the merchandise is withdrawn for consumption."

(Secs. 503, 505, 624, 46 Stat. 731, 732, 759; Pub. Law 612, 80th Cong., 19 U. S. C. 1503, 1505, 1624)

The amended paragraph 813, Tariff Act of 1930, quoted in note 7a appended to § 16.5 (d) of the regulations is effective as to merchandise entered, or withdrawn from warehouse, for consumption on or after June 9, 1948, and applies also to merchandise entered or withdrawn before that day with respect to which the liquidation of the entry or withdrawal, the exaction, or the decision as to dutiable quantity has not become final by reason of section 514, Tariff Act of 1930.

The number of this Treasury decision shall be cited as a marginal reference opposite §§ 16.3 (c) 16.5 (d) and 16.10 (h)

[SEAL] W. R. JOHNSON,
Acting Commissioner of Customs.

Approved: June 11, 1948.

A. L. M. WIGGINS,
Acting Secretary of the Treasury.
[F. R. Doc. 48-5431; Filed, June 16, 1948;
8:53 a. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter II—Fiscal Service, Department of the Treasury

Subchapter A—Bureau of Accounts

[Dept. Circ. 570, Rev. Apr. 20, 1943, 1948, 21st Supp.]

PART 226—SURETY COMPANIES ACCEPTABLE ON FEDERAL BONDS

FARMERS ELEVATOR MUTUAL CASUALTY CO.
JUNE 9, 1948.

A certificate of authority has been issued by the Secretary of the Treasury to the following company under the act of Congress approved August 13, 1894, 28 Stat. 279-80, as amended by the act of Congress approved March 23, 1910, 36 Stat. 241 (6 U. S. C. 6-13) as an acceptable surety on Federal bonds. An underwriting limitation of \$34,000.00 has been established for the company. Further details as to the extent and localities

with respect to which the company is acceptable as surety on Federal bonds will appear in the next issue of Treasury Department Form 356, copies of which, when issued, may be obtained from the Treasury Department, Bureau of Accounts, Section of Surety Bonds, Washington 25, D. C.

Section 226.1 *Surety companies acceptable on Federal bonds; acceptable reinsurance companies* is hereby amended by adding the following company:

Name of Company, Location of Principal Executive Office and State in Which Incorporated

Iowa

Farmers Elevator Mutual Casualty Company, Des Moines, Iowa

(28 Stat. 279-80, 36 Stat. 241, 6 U. S. C. 6-13)

[SEAL] E. H. FOLEY, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 48-5432; Filed, June 16, 1948;
8:53 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Subtitle A—Office of the Secretary of the Interior

[Order 434]

PART 4—DELEGATIONS OF AUTHORITY ALASKA COMMERCIAL FISHERIES

In order to assure the presence of qualified representatives to perform the duties required pursuant to 50 CFR 201.21c, § 4.560 of subpart G (12 F. R. 3534) is amended to read:

§ 4.560 *Alaska commercial fisheries.* Pursuant to 50 CFR 201.21c, the Assistant Directors, the Chief, Division of Alaska Fisheries and the Supervisor of Fisheries, of the Fish and Wildlife Service, are designated as persons to obtain and record the facts as to the existence of a continuing intensity of a run of fish in waters of Alaska, and the escapement thereof, sufficient to permit of an additional take, or as to the existence of a diminishing intensity requiring an additional escapement, and to announce the limits of the period or periods during which such additional take may be made or during which no take may be made. (Sec. 2, 43 Stat. 465, 48 U. S. C. 225; 50 CFR 201.21c)

WILLIAM E. WARNE,
Acting Secretary of the Interior

JUNE 9, 1948.

[F. R. Doc. 48-5396; Filed, June 16, 1948;
8:46 a. m.]

Chapter I—Bureau of Land Management, Department of the Interior

[Circular 1683]

PART 101—GENERAL REGULATIONS INVOLVING APPLICATIONS AND ENTRIES

APPLICATIONS IN CONFLICT WITH RESERVOIR SITES

Section 101.7 is amended to read as follows:

§ 101.7 *Nature of grant for reservoir sites; disposition of applications conflicting with such a grant.* The grant for reservoir sites made by sections 18 to 21, inclusive, of the act of March 3, 1891 (20 Stat. 1101, 1102; 43 U. S. C. 946-949) is an easement only, and not a fee. See § 244.19, *Cum. Supp.*, of this chapter. The act of May 21, 1930 (46 Stat. 373; 30 U. S. C. secs. 301-306) authorizes the leasing of oil and gas deposits in lands covered by such a grant, under certain conditions, to the right-of-way grantee, or his or its successor in interest, as provided in §§ 200.80 to 200.87, inclusive, of this chapter (Circ. 1657, October 10, 1947)

An application other than for oil and gas which includes one or more legal subdivisions entirely within the grant of an easement for a reservoir site will be rejected as to such subdivisions. If the application covers legal subdivisions partially within such a grant, it may be allowed as to such subdivisions, in the absence of other objection, subject to the easement. (R. S. 453, R. S. 2478; 43 U. S. C. 2, 1201)

MARION CLAWSON,
Director

Approved: June 4, 1948.

MASTIN G. WHITE,
Acting Assistant Secretary of the Interior

[F. R. Doc. 48-5395; Filed, June 16, 1948;
8:45 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Docket No. 8752]

PART 13—COMMERCIAL RADIO OPERATORS

POSTING REQUIREMENTS FOR OPERATORS AND RECORD OF SERVICE AND MAINTENANCE DUTIES PERFORMED

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 9th day of June 1948;

The Commission having under consideration the matter of the amendment of § 13.74 of the Commission's rules and regulations governing commercial radio operators which relates to license posting requirements for commercial radio operators and the establishment of a new § 13.75 providing for the keeping of records of service and maintenance duties performed by commercial radio operators; and

It appearing, that on January 29, 1948, general notice of proposed rule making with respect thereto was published in accordance with the requirements of section 4 (a) of the Administrative Procedure Act; and

It further appearing, that the period in which interested parties were afforded an opportunity to submit comments expired March 1, 1948, and that all comments received were carefully considered by the Commission; and

It further appearing, that the amendment of § 13.74 of the Commission's rules and regulations governing commercial

radio operators and the establishment of a new § 13.75 will not impose any additional requirements for posting of operator licenses, but, on the other hand, will liberalize, with respect to service and maintenance operators, the heretofore rigid requirement of posting radio operator licenses or verified statements, and provide, in lieu thereof, with certain exceptions, for the making of certain on-the-spot station log or maintenance record entries together with (at the option of the operators) either the posting of their operator licenses or the personal possession of their licenses or of verification cards, and further provide for the use of a verified statement by operators who perform operating duties, as contrasted with service or maintenance duties, thus enabling such operators to comply with posting requirements when they perform duties at more than one licensed radio station; and

It further appearing, that authority for the proposed amendment is contained in sections 4 (i), 303 (l) and (r) of the Communications Act of 1934, as amended.

It is ordered, That effective July 19, 1948, Part 13 of the Commission's rules and regulations governing Commercial Radio Operators, be amended, as set forth below.

Released: June 9, 1948.

[SEAL]

T. J. SLOWIE,
Secretary.

1. Section 13.74 is amended to read as follows:

§ 13.74 *Posting requirements for operators*—(a) *Performing duties other than, or in addition to, service or maintenance, at two or more stations.* The holder of any class of radio operator license or permit of the diploma form (as distinguished from the card form) who performs any radio operating duties, as contrasted with but not necessarily exclusive of service or maintenance duties, at two or more stations at which posting of his license or permit is required shall post at one such station his operator license or permit and shall post at all other such station a duly issued verified statement.⁴⁴

(b) *Performing service or maintenance duties at one or more stations.* The holder of a radiotelephone or radiotelegraph first or second class radio operator license who performs, or supervises, and is responsible for service or maintenance work on any transmitter of any station for which a station license is required, shall post his license at the transmitter involved whenever the transmitter is in actual operation while service or maintenance work is being performed, provided that in lieu of posting his license, he may have on his person either his license or a verification card.⁴⁵ And provided further That if he performs operating duties in addition to service or maintenance duties he shall, in lieu of complying with the foregoing provisions of this section, comply with the posting requirements applicable to persons performing such operating duties, as set forth in paragraph (a)

of this section, and in the rules and regulations applicable to each service.

2. A new § 13.75 is adopted to read as follows:

§ 13.75 *Record of service and maintenance duties performed.* In every case where a station log or service and maintenance records are required to be kept, and where service or maintenance duties are performed which may affect the proper operation of a station, the responsible operator shall sign and date an entry in the log of the station concerned, or in the station maintenance records if no log is required, giving:

(a) Pertinent details of all service and maintenance work performed by him or under his supervision.

(b) His name and address, and

(c) The class, serial number and expiration date of his license,

Provided, That the responsible operator shall not be subject to requirements of paragraphs (b) and (c), of this section in relation to a station, or stations of one licensee at a single location, at which he is regularly employed as an operator on a full time basis and at which his license is properly posted.

(Sec. 4 (i) 48 Stat. 1066, sec. 303 (l) 48 Stat. 1082, sec. 6 (b), 50 Stat. 191, 47 U. S. C. 4 (i) 303 (l) 303 (r))

[F. R. Doc. 48-5425; Filed, June 16, 1948; 8:52 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[Rev. S. O. 87]

PART 95—CAR SERVICE

FREE TIME REDUCED ON COAL AT NORTH ATLANTIC PORTS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 11th day of June A. D. 1948.

It appearing, that there is a shortage of cars for the transportation of coal and that free time published in tariffs for unloading such cars at North Atlantic ports aggravates the shortage thereof; in the opinion of the Commission an emergency exists requiring immediate action at such ports to alleviate the coal-car shortage:

It is ordered, That no common carrier by railroad, subject to the Interstate Commerce Act, shall:

§ 95.87 *Free time reduced at North Atlantic ports.* (a) Grant, allow or permit more than an average of six (6) days free time on cars loaded with bituminous coal, cannel coal and the coal products described in Trunk Line Tariff Bureau Tariff No. 139-D, I. C. C. No. A-859, supplements thereto or reissues thereof, held for delivery to vessels at North Atlantic ports listed in said tariff; or allow more than an average of three (3) days free time on such cars at such ports delivered to storage plants for subsequent delivery to vessels.

(b) *Effective date.* This section shall become effective at 7:00 a. m., July 1,

1948, and will apply on cars held at or short of ports on and after the effective date hereof.

(c) *Expiration date.* This section shall expire at 7:00 a. m., January 1, 1949, unless otherwise modified, changed, suspended or annulled by order of this Commission.

(d) *Tariff provisions suspended.* The operation of all tariff rules and regulations, insofar as they conflict with the provisions of this section, is hereby suspended.

(e) *Announcement of suspension.* Each railroad, or its agent, shall publish, file, and post a supplement to each of its tariffs affected thereby, in substantial accordance with the provisions of Rule 9 (k) of the Commission's Tariff Circular No. 20 (§ 141.9 (k) of this chapter) announcing the suspension of the operation of any of the provisions therein, and establishing the substituted provisions set forth herein.

It is further ordered, That this order shall vacate and supersede Service Order No. 87 on the effective date hereof; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as Agent of the Railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U. S. C. 1 (10)-(17))

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 48-5421; Filed, June 16, 1948; 8:51 a. m.]

[S. O. 780 A]

PART 95—CAR SERVICE

RAILROAD FREIGHT CARS TO BE STOPPED TO COMPLETE LOADING

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 7th day of June A. D. 1948.

Upon further consideration of Revised Service Order No. 780 (12 F. R. 6333) and good cause appearing therefor: It is ordered, that:

Section 95.780 *Railroad freight cars to be stopped to complete loading*, be, and it is hereby, suspended until 11:59 p. m., October 15, 1948, unless otherwise modified or changed.

It is further ordered, that this amendment shall become effective 12:01 a. m., June 8, 1948, and copies of this order shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it

⁴⁴ Form 759.

⁴⁵ Form 758-F.

with the Director, Division of the Federal Register.

(40 Stat. 101, secs. 402, 418, 41 Stat. 475, 485, secs. 4, 10, 54 Stat. 901, 912; 49 U. S. C. 1 (10)-(17))

By the Commission, Division 3.

[SEAL]

W P BARTEL,
Secretary.

[F. R. Doc. 48-5420; Filed, June 16, 1948;
8:51 a. m.]

Chapter II—Office of Defense Transportation

PART 500—CONSERVATION OF RAIL EQUIPMENT

CARLOAD FREIGHT TRAFFIC AND SHIPMENTS OF NEW FRESH HARVESTED IRISH POTATOES

CROSS REFERENCE: For exceptions to the provisions of § 500.72, see Part 520 of this chapter, *infra*.

[Special Direction ODT 18A-1, Amdt. 11]

PART 520—CONSERVATION OF RAIL EQUIPMENT EXCEPTIONS, PERMITS AND SPECIAL DIRECTIONS

CARLOAD FREIGHT TRAFFIC

Pursuant to the provisions of § 500.73 of General Order ODT 18A, Revised, as amended Special Direction ODT 18A-1, as amended (8 F. R. 14481, 9 F. R. 117, 7585; 10 F. R. 12456, 12747; 11 F. R. 9084, 10662, 12183; 12 F. R. 105; 13 F. R. 779, 2174) is hereby further amended by adding a new item to read as follows:

871 Sugar. In any type of container, shall be loaded to a weight not less than 80,000 pounds.

This Amendment 11 to Special Direction ODT 18A-1, as amended, shall become effective June 16, 1948.

(54 Stat. 676, 55 Stat. 236, 56 Stat. 177, 58 Stat. 827, 59 Stat. 658, 60 Stat. 345, 61 Stat. 34, 321, Pub. Law 395, 80th Cong., 50 U. S. C. App. 633, 645, 1152; E. O. 8989, Dec. 18, 1941, 6 F. R. 6725; E. O. 9389, Oct. 18, 1943, 8 F. R. 14185; E. O.

9729, May 23, 1946, 11 F. R. 5641, E. O. 9919, Jan. 3, 1948, 13 F. R. 59; General Order ODT 18A, Revised, as amended, 11 F. R. 8229, 8829, 10616, 13320, 14172; 12 F. R. 1034, 2386; 13 F. R. 2971)

Issued at Washington, D. C., this 14th day of June 1948.

C. R. MEGEE,
Director, Railway Transport Department, Office of Defense Transportation.

[F. R. Doc. 48-5424; Filed, June 16, 1948;
8:51 a. m.]

[Gen. Permit ODT 18A, Rev. 39B]

PART 520—CONSERVATION OF RAIL EQUIPMENT; EXCEPTIONS, PERMITS AND SPECIAL DIRECTIONS

SHIPMENTS OF NEW FRESH HARVESTED IRISH POTATOES

Pursuant to Title III of the Second War Powers Act, 1942, as amended, Executive Order 8989, as amended, Executive Order 9729, as amended, Executive Order 9919, and General Order ODT 18A, Revised, as amended, General Permit ODT 18A, Revised 39A shall be superseded, and it is hereby ordered, that:

§ 520.540 *Shipments of new fresh harvested Irish potatoes.* Notwithstanding the restrictions contained in § 500.72 of General Order ODT 18A, Revised, as amended (11 F. R. 8229, 8829, 10616, 13320, 14172; 12 F. R. 1034, 2386; 13 F. R. 2971) or in Items 470, 475 and 480 of Special Direction ODT 18A-2A, as amended (9 F. R. 118, 4247, 13008; 10 F. R. 2523, 3470, 14906; 11 F. R. 1358, 13793, 14114; 12 F. R. 8025; 13 F. R. 1831) any person may offer for transportation and any rail carrier may accept for transportation at point of origin, forward from point of origin, or load and forward from point of origin, any carload freight consisting of new fresh harvested Irish potatoes:

(a) When the origin point of any such freight is any point or place within the United States except a point or place in the States of Arizona, California or New Mexico, and the quantity loaded in the car is not less than 36,000 pounds when

such freight is iced or when ice is available for placing in the car, and not less than 30,000 pounds when ice is not available at the shipping point for placing in the car.

(b) When the origin point of any such freight is any point or place in the States of Arizona, California or New Mexico, and the quantity loaded in the car is not less than 40,000 pounds.

This General Permit 18A, Revised-39B shall become effective June 14, 1948, and shall expire September 30, 1948.

General Permit ODT 18A, Revised-39A, as amended (13 F. R. 2204, 2823), is hereby revoked as of the effective date of this General Permit ODT 18A, Revised-39B.

(54 Stat. 676, 55 Stat. 236, 56 Stat. 177, 58 Stat. 827, 59 Stat. 658, 60 Stat. 345; 61 Stat. 34, 321, Pub. Law 395, 80th Cong., 50 U. S. C. App. 633, 645, 1152; E. O. 8989, Dec. 18, 1941, 6 F. R. 6725; E. O. 9389, Oct. 18, 1943, 8 F. R. 14183; E. O. 9729, May 23, 1946, 11 F. R. 5641, E. O. 9919, Jan. 3, 1948, 13 F. R. 59)

Issued at Washington, D. C., this 11th day of June 1948.

J. M. JOHNSON,
Director,

Office of Defense Transportation.

[F. R. Doc. 48-5414; Filed, June 10, 1948;
8:49 a. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

PART 01—ORGANIZATION AND PROCEDURE

DELEGATIONS OF AUTHORITY

CROSS REFERENCE: For an additional delegation of authority similar to those contained in §§ 01.50 et seq., see Part 4 of Title 43, *supra*, designating the Assistant Directors, the Chief, Division of Alaska Fisheries and the Supervisor of Fisheries, of the Fish and Wildlife Service, as persons to obtain and record facts concerning the run of fish in Alaskan waters and to announce periods during which additional takes may be made.

PROPOSED RULE MAKING

DEPARTMENT OF LABOR

Wage and Hour Division

129 CFR, Part 6931

MINIMUM WAGE RATE IN CIGAR AND CIGARETTE INDUSTRY IN PUERTO RICO

RECOMMENDATION OF SPECIAL INDUSTRY COMMITTEE NO. 5 FOR PUERTO RICO

Pursuant to the Administrative Procedure Act (60 Stat. 237; 5 U. S. C., Supp., 1001) and the rules of practice governing this proceeding (12 F. R. 7890, 7891) notice is hereby given of the decision of the Administrator of the Wage and Hour Division, United States Department of Labor, with respect to the recommenda-

tion of Special Industry Committee No. 5 for Puerto Rico for a minimum wage rate in the cigar and cigarette industry in Puerto Rico, and of the wage order which he proposes to issue pursuant thereto. The decision¹ and proposed wage order are set forth below. Interested parties may submit written exceptions thereto to the Administrator of the Wage and Hour Division, United States Department of Labor, Washington 25, D. C., within 15 days from publication of this notice in the FEDERAL REGISTER.

¹ Filed as part of original document. Copies available on request at the Wage and Hour Division, Department of Labor, Washington, D. C.

Exceptions should be submitted in quadruplicate, and should include supporting reasons for any exceptions presented.

Signed at Washington, D. C., this 10th day of June 1948.

WM. R. McCOMB,
Administrator,
Wage and Hour Division.

Whereas, on June 16, 1947, pursuant to section 5 (e) of the Fair Labor Standards Act of 1938, hereinafter called the act, I, as Administrator of the Wage and Hour Division of the United States Department of Labor, by Administrative Order No. 367, appointed Special Industry Committee No. 5 for Puerto Rico,

hereinafter called the Committee, and directed the Committee to proceed first to investigate conditions and to recommend to me minimum wage rates for employees in the sugar manufacturing industry in Puerto Rico, as defined in Administrative Order No. 367, and thereafter, to investigate conditions and to recommend to me minimum wage rates for employees in other industries enumerated and defined in the order, as amended by Administrative Order No. 369, in accordance with the provisions of the act and rules and regulations promulgated thereunder; and

Whereas the Committee for purposes of investigating conditions and recommending minimum wage rates for employees in the cigar and cigarette industry in Puerto Rico, included three disinterested persons representing the public, a like number representing employers and a like number representing employees in the cigar and cigarette industry in Puerto Rico, and was composed of residents of Puerto Rico and of the United States outside of Puerto Rico; and

Whereas the Committee, after investigating economic and competitive conditions in the cigar and cigarette industry in Puerto Rico, filed with me a report containing its recommendation that a minimum wage rate of 30 cents per hour be paid employees in commerce or in the production of goods for commerce in the cigar and cigarette industry in Puerto Rico; and

Whereas pursuant to notices published in the FEDERAL REGISTER on January 8, 1948, and circulated to all interested persons, a public hearing upon the Committee's recommendation was held by my authorized representative in Washington, D. C., on February 9, 1948, at which all interested parties were given an opportunity to be heard; and

Whereas upon reviewing all the evidence adduced in this proceeding and after giving consideration to the provisions of the act, particularly sections 5 and 8 thereof, I have concluded that the recommendation of the Committee with respect to the cigar and cigarette industry in Puerto Rico, as defined, was made in accordance with law, is supported by the evidence adduced at the hearing, and, taking into consideration the same factors as are required to be considered by the Committee, will carry out the purposes of sections 5 and 8 of the act; and

Whereas I have set forth my decision in a document entitled "Findings and Opinion of the Administrator in the Matter of the Recommendation of Special Industry Committee No. 5 for Puerto Rico for a Minimum Wage Rate in the Cigar and Cigarette Industry in Puerto Rico" dated this day, a copy of which may be had upon request addressed to the Wage and Hour Division, United States Department of Labor, Washington 25, D. C., now, therefore, *It is ordered, That:*

PART 693—MINIMUM WAGE RATE IN THE CIGAR AND CIGARETTE INDUSTRY IN PUERTO RICO

- Sec.
693.1 Approval of recommendation of Industry Committee.
693.2 Wage rate.
693.3 Notices of order.
693.4 Definition of the cigar and cigarette industry in Puerto Rico.

AUTHORITY: §§ 693.1 to 693.4, inclusive, issued under sec. 8, 52 Stat. 1064, sec. 3 (c), 54 Stat. 615; 29 U. S. C. 205 (e), 203.

§ 693.1 *Approval of Recommendation of Industry Committee.* The Committee's recommendation is hereby approved.

§ 693.2 *Wage rate.* Wages at the rate of not less than 30 cents per hour shall be paid under section 6 of the Fair Labor Standards Act of 1938 by every employer to each of his employees in the cigar and cigarette industry in Puerto Rico who is engaged in commerce or in the production of goods for commerce.

§ 693.3 *Notices of order.* Every employer employing any employees so engaged in commerce or in the production of goods for commerce in the cigar and cigarette industry in Puerto Rico shall post and keep posted in a conspicuous place in each department of his establishment where such employees are working such notices of this order as shall be prescribed from time to time by the Wage and Hour Division of the United States Department of Labor and shall give such other notice as the Division may prescribe.

§ 693.4 *Definition of the cigar and cigarette industry in Puerto Rico.* The cigar and cigarette industry in Puerto Rico, to which this order shall apply, is hereby defined as follows: The manufacture of cigarettes, cigars, cheroots and little cigars, including the stemming of

cigar wrappers or binders by a cigar manufacturer.

Effective date. This wage order shall become effective August 9, 1948.

Signed at Washington, D. C., this 10th day of June 1948.

WILL R. MCCOMB,
Administrator,
Wage and Hour Division,
United States Department of Labor.
[F. R. Doc. 48-5422; Filed, June 16, 1948;
8:51 a. m.]

FEDERAL POWER COMMISSION

[18 CFR, Parts 153, 154, 155, 250]

[Docket No. R-167]

FORM, COMPOSITION, FILING AND POSTING OF RATE SCHEDULES AND TARIFFS FOR TRANSPORTATION OR SALE OF NATURAL GAS SUBJECT TO JURISDICTION OF COMMISSION

NOTICE OF ADDITIONAL EXTENSION OF TIME FOR FILING COMMENTS

JUNE 11, 1948.

1. On April 16, 1948, there was published in the FEDERAL REGISTER notice of proposed rule making in the above-entitled matter (13 F. R. 2045-2050) wherein it was provided that any interested persons might submit to the Federal Power Commission not later than May 14, 1948, data, views and comments in writing concerning the proposed amendments. On May 13, 1948, the Commission extended the time for the filing of comments to and including June 14, 1948, notice of which was published in the FEDERAL REGISTER (13 F. R. 2700).

2. An additional extension having been requested, notice is hereby given that an additional extension of time to and including June 21, 1948, is hereby granted within which interested persons may submit to the Federal Power Commission, Washington 25, D. C., data, views and comments in writing concerning the proposed amendments in the above-entitled matter. The Commission will consider these written submittals before acting upon the proposed amendments.

By direction of the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 48-5337; Filed, June 16, 1948;
8:46 a. m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

ALASKA

AIR-NAVIGATION SITE WITHDRAWAL NO. 248

Correction

In F. R. Document 48-5255, appearing on page 3209 of the issue for Saturday, June 12, 1948, change the second line under Seward Meridian to read:—

Sec. 18, SE¼NW¼, E¼SW¼, and E¼W¼

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 7287, 8694, 8695, 8730, 8743, 8782, 8840]

ALLEGHENY BROADCASTING CORP. ET AL.

ORDER GRANTING PETITION CONTINUING HEARING

In re applications of Allegheny Broadcasting Corporation, Pittsburgh, Pennsylvania, Docket No. 7287, File No. BPCT-147; Westinghouse Radio Sta-

tions, Inc., Pittsburgh, Pennsylvania, Docket No. 8694, File No. BPCT-221; WPIT, Incorporated, Pittsburgh, Pennsylvania, Docket No. 8695, File No. BPCT-241, WWSW, Inc., Pittsburgh, Pennsylvania, Docket No. 8730, File No. BPCT-254; United Broadcasting Corporation, Pittsburgh, Pennsylvania, Docket No. 8743, File No. BPCT-276; WCAE, Incorporated, Pittsburgh, Pennsylvania, Docket No. 8782, File No. BPCT-293; Pittsburgh Radio Supply House, Inc., Pittsburgh, Pennsylvania, Docket No.

8840, File No. BPCT-345; for construction permits.

The Commission having under consideration a petition filed June 1, 1948, by WWSW Inc., Pittsburgh, Pennsylvania, requesting a continuance in the consolidated hearing presently scheduled for June 14, 1948, at Pittsburgh, Pennsylvania, upon the above-entitled applications for television construction permits;

It is ordered, This 4th day of June 1948, that the petition be, and it is hereby, granted; and that the said hearing on the above-entitled applications be, and it is hereby, continued to 10:00 a. m., Monday, July 19, 1948, at Pittsburgh, Pennsylvania.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 48-5430; Filed, June 16, 1948;
8:53 a. m.]

[Docket Nos. 7287, 8694, 8695, 8730, 8743, 8782,
8840, 9024]

ALLEGHENY BROADCASTING CORP. ET AL.
ORDER GRANTING HEARING.

In re applications of Allegheny Broadcasting Corporation, Pittsburgh, Pennsylvania, Docket No. 7287, File No. BPCT-147; Westinghouse Radio Stations, Inc., Pittsburgh, Pennsylvania, Docket No. 8694, File No. BPCT-221, WPIT, Incorporated, Pittsburgh, Pennsylvania, Docket No. 8695, File No. BPCT-241, WWSW Inc., Pittsburgh, Pennsylvania, Docket No. 8730, File No. BPCT-254, United Broadcasting Corporation, Pittsburgh, Pennsylvania, Docket No. 8743, File No. BPCT-276; WCAE, Incorporated, Pittsburgh, Pennsylvania, Docket No. 8782, File No. 293; Pittsburgh Radio Supply House, Inc., Pittsburgh, Pennsylvania, Docket No. 8840, File No. BPCT-345; Matta Broadcasting Company, Pittsburgh, Pennsylvania, Docket No. 9024, File No. BPCT-482; for construction permits for television stations.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 9th day of June 1948;

The Commission having under consideration the above application of Matta Broadcasting Company (File No. BPCT-482) for construction permit for television station at Pittsburgh, Pennsylvania to operate on television channel No. 10 (192-198 mc) which is allocated to the Pittsburgh, Pennsylvania metropolitan district under § 3.606 of the Commission's rules and regulations; and

It appearing, that on December 15, 1947, and on January 16, February 5, and March 11, 1948, the Commission designated for consolidated hearing pending applications for construction permits for television broadcast stations to operate on channels allocated to the Pittsburgh, Pennsylvania metropolitan district because said applications exceed in number the unassigned television channels allocated to said metropolitan district;

It is ordered, That pursuant to section 309 (a) of the Communications Act of 1934, as amended, the above application

of the Matta Broadcasting Company Supply House, Inc. (File No. BPCT-482) be, and it is hereby, designated by the Commission for hearing in a consolidated proceeding with the other above entitled applications for television station in the Pittsburgh, Pa., metropolitan district, the hearing to begin at 10 o'clock a. m., on July 19, 1948 in Pittsburgh, upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine whether the operation of the proposed station would involve objectionable interference with any other existing television broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other television broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any other pending applications for television broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other television broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules governing television broadcast stations, and its Standards of Good Engineering Practice Concerning Television Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 48-5426; Filed, June 16, 1948;
8:52 a. m.]

[Docket Nos. 9005, 9006]

PENINSULA BROADCASTING CORP. AND THE
TIMES HERALD Co. (WTHH)

ORDER GRANTING HEARING

In re applications of Peninsula Broadcasting Corporation, Pontiac, Michigan, Docket No. 9005, File No. BP-6408; The Times Herald Company (WTHH) Port Huron, Michigan, Docket No. 9006, File No. BP-6575; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 2d day of June 1948;

The Commission having under consideration (1) the above-entitled applications of Peninsula Broadcasting Corporation, requesting authorization to construct a new standard broadcast sta-

tion at Pontiac, Michigan, to operate on 1380 kc, with 500 w power, daytime only, and The Times Herald Company, licensee of station WTHH, Port Huron, Michigan, requesting authorization to change assignment of station WTHH from 1360 kc, with 1 kw power, daytime only, to 1380 kc, with 1 kw power, unlimited time, using a directional antenna day and night; (2) the petition of The Fort Industry Company, requesting that the Peninsula Broadcasting Corporation application be designated for hearing and that petitioner be made a party thereto because of interference which would be caused to its station, WSPD, Toledo, Ohio; and (3) the petition of WCAR, Inc., licensee of station WCAR in Pontiac, Michigan, requesting that the Peninsula Broadcasting Corporation application be designated for hearing because of alleged, false or misleading statements contained therein concerning the program service of WCAR, and that WCAR, Inc. be made a party to the proceeding pursuant to the provisions of § 1.721 of the Commission's rules, or, in the alternative, be permitted to participate in the proceedings pursuant to § 1.723 of the rules; and

It appearing, that the proposed operation at Pontiac, Michigan, would involve objectionable interference to station WSPD, Toledo, Ohio, and that the simultaneous operation of the proposed Pontiac station and station WTHH as proposed at Port Huron, Michigan, would involve mutually prohibitive interference; and

It further appearing, that the interests of WCAR, Inc., and the public will be adequately protected by the participation of WCAR, Inc. in any hearing in accordance with the provisions of § 1.723 of the Commission's rules and regulations, and that the filing of a petition is not necessary for the obtaining of a right to such participation, so at this time it is unnecessary to pass upon the merits of the said petition by WCAR, Inc.,

It is ordered, That pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said petition by The Fort Industry Company (WSPD) be, and it is hereby, granted, and that the said applications of Peninsula Broadcasting Corporation and the Times Herald Company (WTHH) be, and they are hereby, designated for hearing in a consolidated proceeding, at a time and place to be determined by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of Peninsula Broadcasting Corporation its officers, directors and stockholders to construct and operate the proposed station, and the technical, financial and other qualifications of The Times Herald Company, its officers, directors, and stockholders to construct and operate station WTHH as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and station WTHH as proposed and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station and station WTTW as proposed would involve objectionable interference with station WSPD, Toledo, Ohio, or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station and station WTTW as proposed would involve objectionable interference, each with the other, or with the service proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station and station WTTW as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the said petition by WCAR, Inc., be, and it is hereby, denied, with the understanding, however, that, pursuant to § 1.723 of the Commission's rules and regulations, said petition be considered as a communication relating to the merits of the application of Peninsula Broadcasting Corporation and that WCAR, Inc. shall have the opportunity to appear and give relevant evidence at the hearing on said application.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 48-5429; Filed, June 16, 1948;
8:53 a. m.]

[Docket No. 9023]

VULCAN BROADCASTING CO.

ORDER GRANTING HEARING

In re application of George A. Mattison, Jr., and Walter Ervin James, d/b as Vulcan Broadcasting Company, Birmingham, Alabama, Docket No. 9023, File No. BP-5816, for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 9th day of June 1948;

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 1490 kc, with 250 w power, unlimited time, at Birmingham, Alabama;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hear-

ing at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant partnership and the partners to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations, with particular reference to coverage of the city of Birmingham and the Birmingham metropolitan district.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 48-5427; Filed, June 16, 1948;
8:52 a. m.]

[Docket Nos. 9025-9027]

SUN COUNTRY BROADCASTING Co. (KPSC)
ET AL.

ORDER GRANTING HEARING

In re application of Sun Country Broadcasting Company (KPSC) Phoenix, Arizona, Docket No. 9025, File No. BMP 3307; Sun Country Broadcasting Company (KPSC) Phoenix, Arizona, Docket No. 9027, File No. BMP 3845; Sun Country Broadcasting Company (KTSC) Tucson, Arizona, Docket No. 9026, File No. BMP-3318; for modification of construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 9th day of June 1948;

The Commission having under consideration the above-entitled applications of Sun Country Broadcasting Company, Phoenix, Arizona (KPSC) to mount an FM antenna on the south tower of its AM directional array (File No. BMP-

3307), and to extend the completion date of its construction permit (File No. BP-5945, Docket No. 8393) from May 4, 1948, to November 4, 1948 (File No. BMP 3845) and of Sun Country Broadcasting Company, Tucson, Arizona (KTSC), to make changes in its directive antenna pattern, change transmitter location, and to extend the completion date of its construction permit (File No. BP 5947) to 180 days after a grant of the instant application (File No. BMP-3318)

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the above entitled applications be, and they are hereby, designated for hearing in a consolidated proceeding at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the financial qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate stations KPSC and KTSC as proposed and particularly whether capital over and above that which applicant has represented to the Commission it possesses is needed and available for such construction.

2. To determine the extent of construction of stations KPSC and KTSC.

3. To determine whether the new site proposed for station KTSC would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 48-5423; Filed, June 16, 1948;
8:53 a. m.]

FEDERAL POWER COMMISSION

[Docket No. G-984]

KANSAS-NEBRASKA NATURAL GAS Co., INC.

NOTICE OF FINAL DECISION AND ORDER

JUNE 14, 1948.

Notice is hereby given that the initial decision and order issuing a certificate of public convenience and necessity in the above-designated matter was issued and served upon all parties on May 12, 1948. No exceptions thereto having been filed or review initiated by the Commission, said initial decision, in conformity with the Commission's rules of practice and procedure, became effective on June 11, 1948, as the final decision and order of the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 48-5419; Filed, June 16, 1948;
8:51 a. m.]

[Docket No. E-6142]

MONTANA-DAKOTA UTILITIES Co.

NOTICE OF ORDER APPROVING AND AUTHORIZING ISSUANCE OF COMMON STOCK

JUNE 14, 1948.

Notice is hereby given that, on June 11, 1948, the Federal Power Commission

NOTICES

issued its order entered June 11, 1948, approving and authorizing issuance of common stock in the above-designated matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 48-5418; Filed, June 16, 1948;
8:50 a. m.]

[Docket Nos. ID-1097, ID-1098]

CARL H. IUESSOW AND CHARLES
H. LEATHAM

NOTICE OF AUTHORIZATION

JUNE 14, 1948.

Notice is hereby given that, on June 11, 1948, the Federal Power Commission issued its orders entered June 10, 1948, in the above-designated matters, authorizing Applicants to hold certain positions in the Monongahela Power Company, et al., pursuant to section 305 (b) of the Federal Power Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 48-5417; Filed, June 16, 1948;
8:50 a. m.]

[Docket Nos. G-876, G-1008, G-1025, G-1026]

PANHANDLE EASTERN PIPE LINE CO. ET. AL.

NOTICE OF FINDINGS AND ORDERS ISSUING
CERTIFICATES OF PUBLIC CONVENIENCE
AND NECESSITY

JUNE 14, 1948.

In the matters of Panhandle Eastern Pipe Line Company, Docket No. G-876; New York State Natural Gas Corporation, Docket No. G-1008; West Texas Gas Company, Docket No. G-1025; Pennsylvania Gas Company, Docket No. G-1026.

Notice is hereby given that, on June 11, 1948, the Federal Power Commission issued its findings and orders entered June 10, 1948, issuing certificates of public convenience and necessity in the above-designated matters.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 48-5416; Filed, June 16, 1948;
8:50 a. m.]

[Docket No. E-6131]

SIERRA PACIFIC POWER CO.

NOTICE OF ORDER AUTHORIZING ISSUANCE OF
SECURITIES

JUNE 11, 1948.

Notice is hereby given that, on June 10, 1948, the Federal Power Commission issued its order entered June 10, 1948, authorizing issuance of securities in the above-designated matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 48-5398; Filed, June 16, 1948;
8:46 a. m.]

[Docket No. E-6143]

OTTER TAIL POWER CO.

NOTICE OF ORDER AUTHORIZING AND APPROVING
RECLASSIFICATION OF COMMON STOCK

JUNE 11, 1948.

Notice is hereby given that, on June 11, 1948, the Federal Power Commission issued its order entered June 10, 1948, authorizing and approving reclassification of common stock in the above-designated matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 48-5399; Filed, June 16, 1948;
8:46 a. m.]

SIERRA PACIFIC POWER CO.

NOTICE OF ORDER APPROVING AND DIRECTING
DISPOSITION OF AMOUNTS IN EXCESS OF
ORIGINAL COST

JUNE 11, 1948.

Notice is hereby given that, on June 10, 1948, the Federal Power Commission issued its order entered June 10, 1948, approving and directing disposition of amounts in excess of original cost in the above-designated matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 48-5400; Filed, June 16, 1948;
8:46 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 1803]

PAN AMERICAN AIRWAYS, INC.

NOTICE OF ORAL ARGUMENT

In the matter of the application of Pan American Airways, Inc., for a certificate of public convenience and necessity authorizing air transportation within the continental United States.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001 of said act, that oral argument in the above-entitled matter is assigned to be held on June 28, 1948, at 10:00 a. m. (eastern daylight saving time) in Room 5042, Commerce Building, Fourteenth Street and Constitution Avenue NW., Washington, D. C., before the Board.

Dated at Washington, D. C., June 14, 1948.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 48-5437; Filed, June 16, 1948;
8:54 a. m.]

SECURITIES AND EXCHANGE
COMMISSION

[File No. 7-1059]

AMERICAN TELEPHONE AND TELEGRAPH CO.

NOTICE OF APPLICATION FOR UNLISTED TRADING
PRIVILEGES, AND OF OPPORTUNITY FOR
HEARING

At a regular session of the Securities and Exchange Commission, held at its

office in the city of Washington, D. C., on the 11th day of June 1948 A. D.

The St. Louis Stock Exchange pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 thereunder, has made application for unlisted trading privileges in the common stock, par value \$100 per share of the American Telephone and Telegraph Company, a security listed and registered on the New York Stock Exchange, Chicago Stock Exchange, Boston Stock Exchange, Philadelphia Stock Exchange and Washington Stock Exchange.

Rule X-12F-1 provides that the applicant shall furnish a copy of the application to the issuer and to every exchange on which the security is listed or already admitted to unlisted trading privileges. The application is available for public inspection at the Commission's principal office in Washington, D. C.

Notice is hereby given that, upon request of any interested person received prior to June 30, 1948 the Commission will set this matter down for hearing. In addition, any interested person may submit his views or any additional facts bearing on his application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Washington, D. C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application, and other information contained in the official file of the Commission pertaining to this matter.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 48-5411; Filed, June 16, 1948;
8:49 a. m.]

[File No. 31-48]

COMMONWEALTH EDISON CO.

NOTICE OF FILING OF APPLICATION

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 10th day of June 1948.

Notice is hereby given that Commonwealth Edison Company ("Commonwealth") a public-utility company and a holding company, has filed an application and amendments thereto pursuant to section 3 (a) (1) of the Public Utility Holding Company Act of 1935 for exemption from the provisions of the Act otherwise applicable to it as a holding company.

All interested persons are referred to said application, as amended, which is on file in the office of this Commission, for a statement of the allegations therein contained, which are summarized as follows:

Commonwealth is organized under the laws of the State of Illinois. Its public-utility business consists principally of electric utility operations carried on entirely within that state. It also owns all, or substantially all, of the outstanding voting securities of the companies listed below, each of which is an electric utility

company organized in and operating within the states indicated:

Company	Organized in—	Operates in—
Public Service Co. of Northern Illinois.	Illinois.	Illinois.
Western United Gas & Electric Co.	do.	Do.
Illinois Northern Utilities Co.	do.	Do.
Sterling Hydraulic Co.	do.	Do.
Chicago District Generating Co.	Indiana.	Indiana.

Chicago District Generating Company, the only public-utility subsidiary organized and operating outside of the State of Illinois, owns and operates a steam generating plant known as the State Line Station located in Indiana on the shore of Lake Michigan at the Illinois-Indiana state line. Its entire output is sold at wholesale to only two customers, viz., Commonwealth, which takes the major portion, and Northern Indiana Public Service Company, a non-affiliated company operating in Indiana.

In support of the claim for exemption the application, as amended, states that Commonwealth, and every public-utility subsidiary thereof from which it derives, directly or indirectly, any material part of its income, are predominantly intrastate in character and carry on their business substantially in the State of Illinois, in which state such companies are organized and doing business.

Notice is further given that any interested person may, not later than June 28, 1948, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on the matter, stating the reasons for his request, the nature of his interest and the issues of fact or law raised by said application which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street, NW., Washington 25, D. C. At any time after said date said application, as amended, may be granted.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-5404; Filed, June 16, 1948;
8:48 a. m.]

[File Nos. 31-559, 70-1851]

MIDDLE WEST CORP. AND DOYLE, O'CONNOR & Co.

NOTICE OF FILING AND ORDER FOR HEARING AND ORDER FOR CONSOLIDATION

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 10th day of June A. D. 1948.

Notice is hereby given that The Middle West Corporation ("Middle West") a registered holding company, has filed a declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935, with respect to the sale of its holdings of the common stock of United Public Service Corporation ("United") also a registered holding

company, to Doyle, O'Connor & Company ("Doyle") Doyle has filed an application for exemption as a holding company, in connection with the proposed acquisition of the common stock of United, pursuant to sections 3 (a) (3) and 3 (a) (5) of the act. Declarant has designated section 11 (b) (1) of the act and Rules U-23, U-44 and U-100 as applicable.

All interested persons are referred to said filings which are on file in the office of the Commission for a statement of the transactions therein proposed which may be summarized as follows:

Middle West proposes to sell to Doyle, at private sale, all of its interest in United consisting of 172,393 shares of common stock, par value \$0.25 per share, representing approximately 56% of the outstanding common stock, there being no other securities outstanding. The consideration is \$5.25 per share, aggregating \$905,063.25. The principal asset of United is 148,055 shares (approximately 40%) of the outstanding common stock of United Public Utilities Corporation, a registered holding company. Middle West states that the proceeds of the aforesaid sale will become general funds of the company and that the proposed sale is a step toward compliance with the Commission's order dated January 24, 1944 (Holding Company Act Release No. 4846) and toward the liquidation of Middle West.

Doyle is engaged in the investment banking business and proposes to acquire the aforesaid shares of United from Middle West under a contract conditioned upon the entry by the Commission of an order, not later than July 7, 1948, approving the sale of said shares by Middle West and exempting Doyle as a holding company from the provisions of the act, pursuant to the provisions of sections 3 (a) (3) and 3 (a) (5) of the act. In support of the requested exemption, Doyle represents that United is now in the process of liquidation, that the proposed acquisition is for investment purposes and that it will retain the said shares until the liquidation of United has been completed. Doyle states further that it is entitled to an exemption under section 3 (a) (3) of the act, if it acquires the said shares of common stock of United, because it will be only incidentally a holding company and will not derive any material part of its income from public utility subsidiaries and that it will also meet the requirements for an exemption under section 3 (a) (5) of the act.

It appearing to the Commission that it is appropriate and in the public interest and in the interests of investors and consumers that a hearing be held with respect to said declaration and application and that said declaration should not become effective and said application should not be granted except pursuant to further order of the Commission; and

It further appearing that the foregoing matters are related and that evidence offered in respect of each of the matters may have a bearing on the others and that substantial savings in time, effort and expense will result if said matters are consolidated;

It is hereby ordered, That said proceedings be, and hereby are, consolidated subject to the reservation that the Commission, if at any time it appears conducive to the orderly, efficient and economic disposition of any of the matters herein, may order a separate hearing concerning any of the issues in the consolidated proceedings, may close the record with respect to any of such issues or may take any action on any such issues prior to the closing of the record on the other issues therein or may consolidate with these proceedings other matters or filings pertaining to the instant proceedings.

It is further ordered, Pursuant to the applicable provisions of the act and the rules and regulations thereunder, that a hearing be held upon said matters, as consolidated, on June 21, 1948, at 10 a. m., e. s. d. t., at the offices of the Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. On such day the hearing room clerk in Room 101 will advise as to the room in which such hearing will be held.

The Division of Public Utilities of the Commission having advised the Commission that it has made a preliminary examination of the filing and that, upon the basis thereof, the following matters and questions are presented for consideration with prejudice, however, to its specifying additional matters or questions upon further examination:

1. Whether the proposed sale by Middle West complies with the provisions of section 12 (d) of the act, particularly whether there has been maintenance of competitive conditions and whether the consideration is fair and reasonable.

2. Whether the application for exemption meets the requirements of section 3 (a) (3) and 3 (a) (5) of the act so as to entitle Doyle to an exemption as a holding company.

3. Whether the granting of the requested exemption from any or all provisions of the act would be detrimental to the public interest or to the interest of investors or consumers.

4. Whether the provisions of sections 9 (a) and 10 of the Act are applicable to the proposed acquisition by Doyle and, if so, whether the proposed acquisition meets the standards of section 10.

5. Whether the accounting entries to be made in connection with the proposed transactions are proper.

6. Generally, whether the proposed transactions comply with the applicable provisions and requirements of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder, and whether it is necessary or appropriate in the public interest or for the protection of investors or consumers to impose any terms or conditions.

It is further ordered, That particular attention be directed at said hearing to the foregoing matters and questions.

It is further ordered, That Willis E. Monty, or any other officer or officers of the Commission designated by it for that purpose, shall preside at the hearings in such matters. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c)

of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That any person desiring to be heard or otherwise wishing to participate in said proceeding shall file with the Secretary of the Commission on or before June 18, 1948, a written request relative thereto as provided by Rule XVII of the rules of practice of this Commission. Such request shall set forth the nature of the applicant's interest in the proceedings, his reasons for requesting to be heard or to intervene, together with a statement of any issues which the applicant desires to controvert with respect to the proposed transactions.

It is further ordered, That notice of said hearing be given to The Middle West Corporation and Doyle, O'Connor & Company by registered mail and to all other interested persons by a general release of this Commission which shall be distributed to the press and mailed to all persons on the mailing list for all releases issued under the Public Utility Holding Company Act of 1935 and by the publication of this notice and order in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-5403; Filed, June 16, 1948;
8:48 a. m.]

[File No. 70-1621]

ALABAMA POWER CO.

SUPPLEMENTAL ORDER TO EXPEND PROCEEDS
DERIVED FROM SALE OF TRANSPORTATION
PROPERTIES FOR ACQUISITION OF ADDITIONS
AND EXTENSIONS TO ELECTRIC UTILITY
PROPERTIES AND FACILITIES

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 10th day of June 1948.

The Commission having issued an order dated August 1, 1947 (Holding Company Act Release No. 7615) pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935 ("The act") concerning The Commonwealth & Southern Corporation ("Commonwealth") a registered holding company, and its subsidiary companies which required, inter alia, that Commonwealth and The Southern Company ("Southern") a registered holding company and a subsidiary of Commonwealth, cease to own, operate, control or have any interest, direct or indirect, in the transportation properties and business of Alabama Power Company ("Alabama") a direct public utility subsidiary company of Southern; and

Alabama having advised the Commission that it has sold its transportation properties in compliance with said order of August 1, 1947, and the Commission's order of September 22, 1947, in this proceeding (Holding Company Act Release No. 7730) for a total cash consideration of \$207,776; and

Alabama having further advised the Commission that it desires and proposes to apply the proceeds of such sale, or an

amount equal thereto, toward the acquisition of properties which will constitute additions and extensions to the electric utility properties and facilities now owned by it and more fully described in the findings and opinion of this Commission dated August 1, 1947 (Holding Company Act Release No. 7615) including part of the cost of the construction and acquisition of a new steam electric generating station at or near Gadsden, Alabama; and having requested that the Commission enter an appropriate supplemental order herein conforming to the requirements of section 371 (f) of the Internal Revenue Code, as amended, with respect to such use of the proceeds of such sale so as to make the provisions of Supplement R of said Code applicable to said sale and use of proceeds therefrom; and

The Commission deeming it appropriate to grant the request of Alabama Power as to the entry of said supplemental order:

It is hereby ordered and recited, That it is necessary or appropriate to the integration or simplification of the holding company systems of Commonwealth and of The Southern Company (of both of which systems Alabama is a member), and is necessary or appropriate to effectuate the provisions of section 11 (b) of said act, that Alabama expend the proceeds, derived from the sale by it of its transportation properties pursuant to and in compliance with the aforesaid orders of this Commission dated, respectively, August 1, 1947 and September 22, 1947, of \$207,776, or an amount equal thereto, for the acquisition of property which will constitute additions and extensions to the electric utility properties and facilities now owned by it, including any part of the construction and acquisition of a new steam electric generating station at or near Gadsden, Alabama, proposed to have initially two generating units, each of a nameplate capacity of 60,000 kw.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-5413; Filed, June 16, 1948;
8:49 a. m.]

[File No. 70-1787]

SOUTHERN NATURAL GAS CO.

ORDER GRANTING AND PERMITTING APPLICATION-DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 10th day of June A. D. 1948.

Southern Natural Gas Company ("Southern") a registered holding company subsidiary of Federal Water and Gas Corporation, a registered holding company, having filed an application-declaration and an amendment thereto with this Commission pursuant to sections 6 (a) 7 and 12 (c) of the Public Utility Holding Company Act of 1935 and Rules U-42 and U-50 regarding the issuance and sale at competitive bidding of \$28,000,000 principal amount of its First

Mortgage Pipe Line Sinking Fund Bonds, --% Series due 1968, and the issuance of \$11,550,000 principal amount of its 2½% Serial Notes in exchange for a like principal amount of its 2% Serial Notes presently outstanding; and

A public hearing having been held with respect to such matter after appropriate notice and the Commission having made and filed its findings herein;

It is ordered, That said application-declaration, as amended, be, and hereby is, granted and permitted to become effective forthwith, subject however, to the terms and conditions prescribed in Rule U-24 of the General rules and regulations under the Public Utility Holding Company Act of 1935 and subject further to the following terms and conditions:

(a) That the proposed sale of bonds by Southern, pursuant to Rule U-50, shall not be consummated until the results of competitive bidding have been made a matter of record in this proceeding and a further order entered by the Commission in the light of the record so completed, which order may contain such further terms and conditions as may then be deemed appropriate, jurisdiction being reserved for this purpose.

(b) Jurisdiction is reserved over the payment by Southern of fees and expenses in connection with the proposed transactions.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-5402; Filed, June 16, 1948;
8:47 a. m.]

[File No. 70-1813]

BROCKTON EDISON CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 10th day of June A. D. 1948.

Notice is hereby given that Brockton Edison Company ("Brockton") a subsidiary company of Eastern Utilities Associates ("EUA"), a registered holding company, has filed an application and amendments thereto with this Commission pursuant to the Public Utility Holding Company Act of 1935. Brockton has designated section 6 (b) of the act as applicable to the proposed transaction.

Notice is further given that any interested person may, not later than June 22, 1948, request the Commission in writing that a hearing be held on such matters, stating the nature of his interest, the reason for such request and the issues, if any, of fact or law raised by said application, as amended, which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after June 22, 1948, said application, as filed or as further amended, may be granted as

provided in Rule U-23 of the rules and regulations promulgated under the act, or the commission may exempt such transactions as provided in Rule U-20 (a) and Rule U-100 thereof.

All interested persons are referred to said application, as amended, which is on file in the office of this Commission, for a statement of the transaction therein proposed which is summarized below.

Brockton proposes to issue, in accordance with a time schedule set forth in its application, but not later than October 25, 1948, unsecured promissory notes in an aggregate amount not in excess of \$850,000. Such notes will bear an interest rate of 2½% per annum and will have a maturity date of April 15, 1951. Brockton further proposes that the total amount of unsecured promissory notes to be issued during the period from April 15, 1948 to and including October 25, 1948 will be reduced by an amount equal to the amount of permanent financing that is done by Brockton during the indicated period. The notes proposed to be issued may be prepaid with fifteen days prior written notice, either in whole at any time, or in part, (in an amount not less than \$100,000) from time to time, at the option of Brockton without premium, unless such prepayment is made directly or indirectly from the proceeds of or in anticipation of other bank borrowings, in which event such prepayment will be made at a premium computed at ¼ of 1% per annum on the principal amount prepaid from the date of prepayment to the maturity date of the note prepaid.

Brockton has entered into a credit agreement with The Chase National Bank of the City of New York. Under this agreement Brockton agrees to borrow and The Chase National Bank of the City of New York agrees to lend in accordance with a schedule of borrowing set forth therein up to a maximum amount of \$1,700,000 prior to April 16, 1950.

The credit agreement further provides for a commitment fee at the rate of ¼ of 1% per annum for each quarterly annual period ending on or before April 15, 1949 and at the rate of ½ of 1% for each quarterly annual period ending after April 15, 1949 on the average daily unused balance of the credit available during such quarterly annual period. The application, as amended, states that the proceeds of the notes proposed to be issued will be used for construction purposes. The Department of Public Utilities of the Commonwealth of Massachusetts which has jurisdiction over the proposed transaction has approved the issuance of the proposed notes. The application, as amended, further states that no Federal commission, other than this Commission, has jurisdiction over the proposed transaction. The expenses in connection with the proposed transaction are estimated in the application at \$2,500 of which \$2,000 represents the estimated fees and expenses for legal services. Under the credit agreement Brockton agrees to pay the fee of counsel for The Chase National Bank of the City of New York for services in connection with

said credit agreement and the notes to be issued, the amount of which will be supplied by amendment.

Brockton requests that the issuance of the promissory notes be exempted by order of this Commission pursuant to the third sentence of section 6 (b) of the act and that such order be effective upon issuance.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-5403; Filed, June 16, 1948;
8:48 a. m.]

[File No. 70-1825]

ATTLEBORO STEAM AND ELECTRIC CO. ET AL.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchanges Commission held at its office in the city of Washington, D. C., on the 10th day of June A. D. 1948.

In the matter of Attleboro Steam and Electric Company, Beverly Gas and Electric Company, Central Massachusetts Electric Company, Eastern Massachusetts Electric Company, Gardner Electric Light Company, Gloucester Electric Company, Gloucester Gas Light Company, Granite State Electric Company, Haverhill Electric Company, Lawrence Gas and Electric Company, The Lowell Electric Light Corporation, Malden and Melrose Gas Light Company, Worcester Suburban Electric Company, New England Power Company, Northampton Electric Lighting Company, Northern Berkshire Gas Company, Quincy Electric Light and Power Company, Salem Gas Light Company, Southern Berkshire Power & Electric Company, Suburban Gas and Electric Company, Wachusett Electric Company, Weymouth Light and Power Company, Worcester County Electric Company. File No. 70-1825.

The above entitled companies, hereinafter collectively sometimes referred to as "applicant companies," subsidiary companies of New England Electric System ("NEES") a registered holding company, have filed an application and amendments thereto pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935 with respect to the following transactions:

Each applicant company proposes to issue from time to time, but not later than March 31, 1949, unsecured promissory notes, due May 31, 1951, in the form and upon the terms and conditions set forth in the respective bank loan agreements entered into with certain banks hereinafter named and in an aggregate amount not in excess of the amount shown opposite the name of each applicant company in the column of the following table designated "Proposed Aggregate Amount of Notes to be Issued During Period from June 1, 1948 to March 31, 1949." Each applicant company further proposes that it will not have outstanding at any one time during the period from June 1, 1948 to March 31, 1949 unsecured promissory notes in an amount in excess of the amount set forth opposite the name of the respective ap-

plicant company in the column of the following table designated "Proposed Maximum Amount of Notes Outstanding at any One Time During Period from June 1, 1948 to March 31, 1949." The applications, as amended, further state that the total amount of unsecured promissory notes which each respective applicant company is authorized to issue pursuant to this order during the period from June 1, 1948 to March 31, 1949 will be reduced by an amount equal to the amount of permanent financing that is done by such applicant company during the indicated period, exclusive in the case of New England Power Company of the amount of permanent financing (except to the extent of \$1,700,000) by that company in connection with its anticipated acquisition of the properties of Bellows Falls Hydro-Electric Corporation and a certain transmission line of Connecticut River Power Company, and exclusive of the amount of permanent financing by each applicant company, the proceeds of which are used for the purpose of retiring indebtedness to NEES.

	Proposed aggregate amount of notes to be issued during period from June 1, 1948, to Mar. 31, 1949	Proposed maximum amount of notes outstanding at any one time during period from June 1, 1948, to Mar. 31, 1949
Attleboro Steam & Electric Co.	\$350,000	\$350,000
Beverly Gas & Electric Co.	450,000	450,000
Central Massachusetts Electric Co.	1,350,000	800,000
Eastern Massachusetts Electric Co.	450,000	450,000
Gardner Electric Light Co.	500,000	320,000
Gloucester Electric Co.	450,000	450,000
Gloucester Gas Light Co.	250,000	250,000
Granite State Electric Co.	350,000	350,000
Haverhill Electric Co.	550,000	550,000
Lawrence Gas & Electric Co.	1,250,000	1,000,000
The Lowell Electric Light Corp.	1,000,000	1,250,000
Malden & Melrose Gas Light Co.	550,000	550,000
Worcester Suburban Electric Co.	1,800,000	1,200,000
New England Power Co.	8,000,000	6,700,000
Northampton Electric Lighting Co.	250,000	250,000
Northern Berkshire Gas Co.	500,000	500,000
Quincy Electric Light & Power Co.	270,000	270,000
Salem Gas Light Co.	750,000	750,000
Southern Berkshire Power & Electric Co.	250,000	250,000
Suburban Gas & Electric Co.	450,000	450,000
Wachusett Electric Co.	770,000	770,000
Weymouth Light & Power Co.	420,000	420,000
Worcester County Electric Co.	5,450,000	5,450,000
Total	27,450,000	23,200,000

Each of the above entitled twenty-three applicant companies has entered into a bank loan agreement with five banks, namely, The First National Bank of Boston, The Chase National Bank of the City of New York, Central Hanover Bank and Trust Company, Irving Trust Company and the New York Trust Company. The interest rate of the unsecured notes to be issued is to be determined in accordance with the formulae set forth in the bank loan agreements, which agreements (with the exception of those entered into by Gloucester Gas Light Company, Malden and Melrose Gas

Light Company, and Salem Gas Light Company, which companies are engaged solely in a gas utility business) provide for a basic rate of interest of $2\frac{1}{2}\%$ per annum, payable quarterly on the 15th day of February, May, August, and November. If the rediscount rate for the Federal Reserve Bank of New York for advances under section 10 (b) of the Federal Reserve Act plus $\frac{3}{4}$ of 1% shall be higher than $2\frac{1}{2}\%$ per annum for any period, then the interest for such period shall be such higher rate but in no case shall exceed $3\frac{1}{2}\%$. With respect to Gloucester Gas Light Company, Malden and Melrose Gas Light Company and Salem Gas Light Company the basic interest rate is 3% per annum with the differential between it and the rediscount rate for the Federal Reserve Bank of New York for advances being $1\frac{1}{4}\%$ rather than $\frac{3}{4}$ of 1% with a maximum interest rate not to exceed 4% per annum. Under all of the bank loan agreements the interest rate after default is 5% per annum.

Under said bank loan agreements notes may be issued by each applicant company from time to time (but not later than November 30, 1949, except for borrowings made pursuant to the provisions of the bank loan agreements) and will mature May 31, 1951, subject to the provisions for acceleration in the event of, among other things, a default on the part of an applicant company as provided for in its respective bank loan agreement. The maximum amount of unsecured notes which may be outstanding at any one time under the bank loan agreements is \$30,500,000.

Each of the bank loan agreements further provides that the initial borrowing by each applicant company must be made promptly after approvals by regulatory commissions having jurisdiction have been obtained (such approvals to be obtained not later than June 15, 1948) and the initial borrowing must be in an amount at least sufficient to pay the then outstanding bank debt of each applicant company.

Each of the bank loan agreements further provides that the respective applicant companies will not have outstanding, while any of said notes are outstanding under its bank loan agreement, any indebtedness for borrowed money except: indebtedness under the bank loan agreement; first mortgage bonds; any debt owing to NEES as of the date of the bank loan agreement; and any other indebtedness which is subordinated to the indebtedness outstanding under the bank loan agreement. Each of the bank loan agreements contains a further limitation on permissible loans with relation to the issuance of mortgage bonds during the period while borrowings are outstanding under the bank loan agreements.

Each of the bank loan agreements further provides for a commitment fee of $\frac{1}{4}$ of 1% of the unborrowed balance remaining after the initial borrowing, payable at the time of the initial borrowing and for an additional commitment fee on November 30, 1948, and on May 31, 1949, each of $\frac{1}{4}$ of 1% to be paid on the unborrowed balance then existing, except to the extent that each applicant com-

pany elects at such time to waive its right to issue further notes on the basis of such balance. If the initial notes under any of the bank loan agreements is prepaid prior to the expiration of the first period ending November 30, 1948, the applicant company's right to reborrow during such period is conditioned upon the payment of a commitment fee of $\frac{1}{4}$ of 1% on the amount of the reduction. Similarly if prepayments are made during the second six-month period or during the third six-month period which prepayments reduce the borrowing below the amount outstanding at the beginning of such period, the applicant company's right to reborrow the sum so prepaid to the extent of such reduction is conditioned upon paying a commitment fee of $\frac{1}{4}$ of 1% of the amount of such reduction.

Each of the bank loan agreements permits prepayment without premium unless such payments are made through borrowings from bank organizations in which case a premium of 1% is payable.

The bank loan agreements further provide that no dividends will be declared or paid to stockholders except out of net earnings accumulated after December 31, 1947, plus a specific amount for each applicant company which amount is generally equivalent to one quarterly dividend on the common stock of said company. In the case of Gardner Electric Light Company and New England Power Company, which are the only applicant companies having preferred stock outstanding in the hands of the public, the dividend restriction is applicable to common stock dividends only.

Each of the bank loan agreements further provides that if an applicant company issues any capital stock for cash after the date of the agreement, the proceeds thereof must first be applied toward the payment of any indebtedness to NEES which may then be outstanding and which was incurred prior to the date of the agreement, with any balance to be applied toward the payment of the then outstanding notes under the bank loan agreement. The proceeds of all indebtedness subordinate to the bank notes under the bank loan agreement must be applied promptly toward the payment of the then outstanding notes under the bank loan agreement.

The applications, as amended, indicate that the proceeds from the issuance of said notes will be used to pay off any then outstanding short-term bank loans occasioned by construction of property already in progress, to replenish any depletion of working capital occasioned by construction of property already in progress, and to finance temporarily proposed construction programs through March 31, 1949 or until such earlier time as permanent financing is accomplished. The applications, as amended, indicate that the bank credit arrangement hereinabove described and the proposed issue of unsecured promissory notes is a temporary step in connection with a substantial permanent financing program of NEES and its subsidiary companies to provide the necessary funds for construction purposes. The applications, as amended, further indicate that under circumstances as now foreseen it is an-

ticipated that permanent financing will include, among other things, the issuance of common stock by NEES, the proceeds of which would be invested in the common equity of its subsidiaries.

The application states that the Department of Public Utilities of the Commonwealth of Massachusetts has jurisdiction over the proposed transactions with respect to each applicant company except the transactions proposed by Granite State Electric Company over which the Public Service Commission of the State of New Hampshire has jurisdiction. In the case of New England Power Company which does business both in Massachusetts and in Vermont, it is stated that the Public Service Commission of the State of Vermont may have jurisdiction. Each applicant company has secured the approval of the respective State Commission having jurisdiction.

Each of the bank loan agreements provides that the respective applicant companies will reimburse The First National Bank of Boston, as agent for the five lending banks, for out-of-pocket expenses including counsel's fees incurred in connection with the bank loan agreements. The amount of such expenses to each applicant company is estimated in the application as set forth in the first column of the following table. The second column of the following table sets forth an estimate of the actual cost for the services performed for each applicant company by New England Power Service Company, an affiliated service company.

	Estimated cost	Actual cost
Attleboro Steam & Electric Co.....	\$300	\$600
Beverly Gas & Electric Co.....	300	600
Central Massachusetts Electric Co.....	400	600
Eastern Massachusetts Electric Co.....	300	600
Gardner Electric Light Co.....	200	300
Gloucester Electric Co.....	300	600
Gloucester Gas Light Co.....	100	200
Granite State Electric Co.....	200	600
Haverhill Electric Co.....	300	600
Lawrence Gas & Electric Co.....	400	600
The Lowell Electric Light Corp.....	600	600
Malden & Melrose Gas Light Co.....	300	600
Worcester Suburban Electric Co.....	600	800
New England Power Co.....	4,100	2,000
Northampton Electric Lighting Co.....	200	600
Northern Berkshire Gas Co.....	200	600
Quincy Electric Light & Power Co.....	100	300
Salem Gas Light Co.....	300	600
Southern Berkshire Power & Electric Co.....	100	300
Suburban Gas & Electric Co.....	400	600
Wachusett Electric Co.....	300	600
Weymouth Light & Power Co.....	200	300
Worcester County Electric Co.....	2,400	2,000

Other miscellaneous expenses, including the printing of the bank loan agreements, are estimated by the applicant companies not to exceed \$150 for each of the applicant companies.

The applicant companies having requested that the Commission's order granting the application, as amended, become effective forthwith upon issuance; and

The Commission finding with respect to said application, as amended, that the requirements of section 6 (b) are satisfied and that there is no basis for imposing terms and conditions, other than those specified in Rule U-24, and deeming it appropriate in the public interest and in the interest of investors and con-

sumers to grant said application, as amended, forthwith:

It is ordered, Pursuant to Rule U-23 and the applicable provisions of the Act, and subject to the terms and conditions prescribed in Rule U-24, that said application, as amended, be, and the same hereby is, granted forthwith.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-5412; Filed, June 16, 1948;
8:49 a. m.]

[File No. 70-1838]

NEW ENGLAND POWER CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 10th day of June A. D. 1948.

Notice is hereby given that a declaration and amendments thereto have been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by New England Power Company ("NEPCO") a subsidiary company of New England Electric System ("NEES"), a registered holding company. NEPCO has designated paragraphs (e) and (g) of section 7 of the act as applicable to the proposed transactions.

Notice is further given that any interested person may, not later than June 25, 1948, request the Commission in writing that a hearing be held on such matters, stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law raised by said declaration, as amended, which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street, NW., Washington 25, D. C. At any time after June 25, 1948 said declaration, as filed or as further amended, may be granted as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transactions as provided in Rule U-20 (a) and Rule U-100 thereof.

All interested persons are referred to said declaration, as amended, which is on file in the offices of this Commission for a statement of the transactions therein proposed which are summarized as follows:

NEPCO proposed to reduce the par value of its common stock from \$25 per share to \$20 per share. The declaration states that the aggregate reduction in par value of \$3,111,665 will be credited to the capital surplus account, which account will also be credited with \$1,071,665, the entire amount recorded in NEPCO's premium on common stock account. The declaration further states that \$7,040,315.63, representing upward revaluations of utility property as determined by the staff of the Federal Power Commission and the staff of NEPCO, will be disposed of by (1) a charge to the capital surplus account of \$4,183,330,

(2) a charge to the reserve for depreciation of electric plant account of \$2,002,095.24, and (3) a charge to the earned surplus account of \$854,890.37. The earned surplus account as at March 31, 1948, aggregated \$943,940.37 which, after adjustment to reflect the above proposed charge, will have a balance of \$89,049.98.

NEPCO's expenses for services in connection with the proposed transactions including services by New England Power Service Company, an affiliated service company, at the actual cost thereof are estimated at \$1,500. NEPCO states in its declaration that the Department of Public Utilities of the Commonwealth of Massachusetts has jurisdiction over the proposed transactions.

By order of this Commission, dated May 27, 1948, so much of the declaration of NEPCO as related to the solicitation of proxies from the holders of its publicly held 6% Cumulative Preferred Stock and the holder (NEES) of its Common Stock was permitted to become effective. This solicitation was with reference to the stockholders' meeting at which the reduction in par value of NEPCO's common stock and the restatement of its accounts in connection therewith is to be voted upon.

NEPCO requests that the Commission's order become effective forthwith upon the issuance thereof.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-5407; Filed, June 16, 1948;
8:48 a. m.]

[File No. 70-1845]

ASSOCIATED ELECTRIC CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its offices in the city of Washington, D. C., on the 10th day of June A. D. 1948.

Notice is hereby given that Associated Electric Company ("Aelec"), a registered holding company, has filed a declaration pursuant to the Public Utility Holding Company Act of 1935. Declarant has designated section 12 (b) of the act and Rule U-45 promulgated thereunder as applicable to the proposed transaction.

Notice is further given that any interested person may, not later than June 18, 1948, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the nature of his interests, the reasons for such request and the issues of fact or law raised by said declaration which he desires to controvert, or may request that he be notified if the Commission orders a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after June 18, 1948, said declaration, as filed or as amended, may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such trans-

actions as provided in Rule U-20 (a) and Rule U-100 thereof.

All interested persons are referred to said declaration which is on file in the offices of this Commission for a statement of the transaction therein proposed, which is summarized as follows:

As at December 31, 1947, Manila Electric Company, a wholly owned subsidiary of Aelec, had outstanding 97,220 shares of \$50 par value common stock, having an aggregate par value of \$4,861,000, an open account payable in the amount of \$12,646,260, and \$161,491 of accrued interest payable on the open account. All the shares of common stock and the open account payable are held by Aelec. Aelec proposes to subordinate all the indebtedness owing it by Manila Electric Company at December 31, 1947 (including interest thereon to that date) to such promissory notes as Manila Electric Company may issue and sell prior to December 31, 1949, in amounts aggregating not in excess of P4,800,000 (\$2,400,000 at the current rate of exchange of two pesos to the dollar). The notes, which will not mature prior to December 1, 1951, will be sold to four commercial banks in the Philippine Islands.

Declarant states that the issue and sale of the notes to the banks in the Philippine Islands are not subject to the provisions of sections 6 (a) and 7 of the act by reason of an exemption granted that company from the requirements of those sections of the act by order of the Commission dated March 28, 1941 (8 S. E. C. 1014), as extended by further order dated March 20, 1943 (Holding Company Act Release No. 4188).

Declarant requests that the Commission's order be issued at the earliest date practicable.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-5401; Filed, June 16, 1948;
8:47 a. m.]

[File No. 70-1852]

INDIANA SERVICE CORP. ET AL.

NOTICE OF FILING AND NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 10th day of June A. D. 1948.

In the matter of Indiana Service Corporation, Indiana & Michigan Electric Company, American Gas and Electric Company; File No. 70-1852.

Notice is hereby given that American Gas and Electric Company ("American Gas"), a registered holding company, and its utility subsidiaries, Indiana Service Corporation ("Indiana Service") and Indiana & Michigan Electric Company ("Indiana & Michigan"), have filed a joint application pursuant to the Public Utility Holding Company Act of 1935, and have designated sections 6 (b) 12 (d) and 12 (f) of the act and Rule U-43 of the rules and regulations promulgated thereunder as applicable to the proposed transactions.

NOTICES

All interested persons are referred to said application which is on file in the offices of this Commission for a statement of the transactions therein proposed which are summarized as follows:

American Gas is the owner of the entire outstanding common stocks of Indiana & Michigan and Indiana Service. The only other outstanding securities of Indiana Service consist of notes payable to banks due December 31, 1950. The other outstanding securities of Indiana & Michigan are notes payable to banks and publicly held bonds and preferred stock.

Indiana Service will be merged by a statutory merger into Indiana & Michigan and pursuant to the merger agreement American Gas will surrender to the merged Indiana & Michigan all of the 200,000 outstanding shares of Indiana Service no par value common stock, in exchange for 100,000 shares of Indiana & Michigan's no par value common stock, and Indiana Service's corporate existence will be terminated.

It is proposed to consummate these transactions in compliance with this Commission's order of December 18, 1946, which order permitted American Gas to acquire the stock of Indiana Service upon the condition that American Gas take appropriate steps to cause Indiana Service to be merged into Indiana & Michigan upon disposition of Indiana Service's transportation, gas, and water properties, within one year from the date of acquisition of Indiana Service, which was June 30, 1947. The application states that the transportation property of Indiana Service was sold on April 30, 1948, and that a contract for the sale of the water property has been entered into and that such sale will be consummated prior to the merger herein proposed.

The proposed merger constitutes a step precedent to the proposed financing of Indiana & Michigan's and Indiana Service's construction programs. It is therefore requested that the Commission permit the merger to be consummated prior to the disposition of the gas property of Indiana Service, and that an extension of six months from June 30, 1948, be granted for the sale or disposition of the gas property as ordered by the Commission in its order dated December 18, 1946.

Indiana & Michigan and Indiana Service request that the order of the Commission shall recite that the issuance of 100,000 shares of common stock of Indiana & Michigan, the transfer by Indiana Service to American Gas of Indiana Service's right to receive said 100,000 shares of common stock of Indiana & Michigan, and the transfer by Indiana Service of its assets to Indiana & Michigan, are necessary or appropriate to the integration or simplification of the holding company system of which Indiana & Michigan and Indiana Service are members, and necessary or appropriate to effectuate the provisions of section 11 (b) of the act, all in accordance with the meaning and requirements of the Internal Revenue Code, as amended, including section 1808 (f) and Supplement R thereof.

The application states that the proposed transactions are subject to ap-

proval by the Public Service Commission of the State of Indiana and the Public Service Commission of the State of Michigan.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said joint application and that said joint application shall not be granted except pursuant to a further order of this Commission:

It is ordered, That a hearing on said joint application pursuant to the applicable provisions of the act and the rules of the Commission be held on June 21, 1948, at 10:00 a. m., e. d. s. t., at the offices of the Commission, 425 Second Street NW., Washington 25, D. C. On such date the Hearing Room Clerk in Room 101 will advise as to the room in which such hearing will be held. Any person desiring to be heard or otherwise wishing to participate in this proceeding shall file with the Secretary of the Commission, on or before June 18, 1948, a request relative thereto as provided by Rule XVII of the Commission's rules of practice.

It is further ordered, That Allen MacCullen, or any other officer or officers of this Commission designated by it for that purpose, shall preside at such hearing. The officer or officers so designated to preside at such hearing are hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a Hearing Officer under the Commission's rules of practice.

The Division of Public Utilities having advised the Commission that it has made a preliminary examination of the application and that upon the basis thereof the following matters and questions are presented for consideration without prejudice to its specifying additional matters and questions upon further examination:

1. Whether the issuance of securities as proposed is solely for the purpose of financing the business of Indiana & Michigan, and whether the issuance of such securities will have been expressly approved by the appropriate State commissions.

2. Whether the proposed acquisition of securities and assets and the proposed surrenders of securities meet the applicable standards of the act, particularly sections 12 (d) and 12 (f)

3. Whether the proposed accounting treatment with respect to the proposed transactions is proper and in conformity with sound accounting principles.

4. Generally, whether the proposed transactions comply with the applicable provisions of the act and the rules, regulations and orders promulgated thereunder, including the order of this Commission dated December 18, 1946.

5. Whether, in the event that the application shall be granted, it is necessary or appropriate to embody any terms or conditions to insure compliance with the standards of the Act or in the public interest or for the protection of investors and consumers.

It is further ordered, That particular attention be directed at said hearing to the foregoing matters and questions.

It is further ordered, That the Secretary of the Commission serve a copy of this order, by registered mail, on the Public Service Commission of the State of Indiana, the Michigan Public Service Commission, the Federal Power Commission, and on the applicants herein, and that notice of said hearing shall be given to all other persons by general release of this Commission, shall be distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935, and by publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-5410; Filed, June 16, 1948;
8:40 a. m.]

[File No. 70-1856]

CENTRAL MAINE POWER CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 10th day of June A. D. 1948.

Notice is hereby given that an application, and an amendment thereto, have been filed with this Commission, pursuant to the Public Utility Holding Company Act of 1935, by Central Maine Power Company ("Central Maine"), a public utility subsidiary of New England Public Service Company, a registered holding company. Applicant has designated the first sentence of section 6 (b) of the act as applicable to the proposed transactions.

Notice is further given that any interested person may, not later than June 21, 1948, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law raised by said application proposed to be controverted, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after June 21, 1948, said application, as amended, may be granted as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof.

All interested persons are referred to said application and amendment which are on file in the offices of this Commission for a statement of the transactions therein proposed, which are summarized as follows:

Central Maine proposes to increase its short-term debt to a maximum amount of \$9,500,000 up to and including August 31, 1948, by the issue of promissory notes to The First National Bank of Boston, from time to time, to and including August 31, 1948, said notes to have a maturity of nine months or less. The company had outstanding, as of May 24, 1948, notes payable to the order of The First

National Bank of Boston aggregating \$6,400,000. It is stated that the company has an understanding with The First National Bank of Boston that, until further notice, interest rates on the first \$5,000,000 of renewals or new money will be at the rate of 1¾% per annum and on amounts in excess of \$5,000,000 will be at the rate of 2% per annum. It is further stated that in case said rates shall exceed such amounts, the company will file an amendment to its application, stating the rates of interest, at least five days prior to the execution and delivery of any note bearing such new interest rates, and unless the Commission shall notify the company to the contrary within said five day period, the amendment shall become effective at the end of said period. The issuance of such notes is for the stated purpose of obtaining the funds necessary to continue the company's 1948 construction program. The application states that the company plans to issue and sell \$5,000,000 principal amount of First and General Mortgage Bonds in July, 1948, and that further financing is planned for the late fall of 1948. It is stated that such further financing will take such form as market conditions may at the time justify, with the expectation, under favorable market conditions, of the issue and sale of common stock. It is further stated that the proceeds from the sale of such securities will be applied toward the payment of outstanding notes.

The application states that no State commission or other Federal commission has jurisdiction over the proposed transactions.

The amount of notes proposed to be issued by Central Maine is in excess of 5% of the principal amount and par value of other outstanding securities of the company. The company requests authorization pursuant to the first sentence of section 6 (b) of the act, to issue such notes.

Central Maine requests that the Commission's order be issued on or before June 23, 1948, and that such order become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-5409; Filed, June 16, 1948;
8:48 a. m.]

[File No. 70-1862]

PUBLIC SERVICE ELECTRIC AND GAS CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 10th day of June A. D. 1948.

Notice is hereby given that an application has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Public Service Electric and Gas Company ("PEG") an electric utility subsidiary of Public Service Corporation of New Jersey, a registered holding company, which is in turn a subsidiary of The United Corporation, also a registered holding company. Ap-

plicant has designated section 6 (b) of the act and Rule U-50 promulgated thereunder as applicable to the proposed transaction.

Notice is further given that any interested person may, not later than June 23, 1948, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request, the nature of his interest, and the issues of fact or law raised by said application which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after June 23, 1948, said application as filed, or as amended, may be granted as provided by Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transactions as provided by Rule U-20 (a) and Rule U-100 thereof.

All interested persons are referred to said application which is on file in the offices of this Commission for a statement of the transactions therein proposed, which are summarized as follows:

PEG proposes to issue and sell, pursuant to the competitive bidding requirements of Rule U-50, 200,000 shares of its — % Cumulative Preferred Stock of the par value of \$100 per share. The dividend rate and the price to the company for the preferred stock will be determined by competitive bidding, except that the invitation for bids will specify that the price to the company shall not be less than 100% nor more than 102.75% of the par value.

The proceeds of the sale of the preferred stock will be utilized in connection with PEG's construction and improvement program.

The proposed issuance and sale have been submitted to the Board of Public Utility Commissioners of the State of New Jersey for its approval.

The applicant requests that the Commission's order granting the application become effective not later than June 30, 1948.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-5405; Filed, June 10, 1948;
8:48 a. m.]

[File No. 70-1864]

QUEENS BOROUGH GAS AND ELECTRIC CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 10th day of June 1948.

Notice is hereby given that a declaration has been filed with this Commission, pursuant to the Public Utility Holding Company Act of 1935, by Queens Borough Gas and Electric Company, a subsidiary of Long Island Lighting Company, a registered holding company. Declarant has designated section 6 (a) of the act as applicable to the proposed transaction.

Notice is further given that any interested person may, not later than June 18, 1948, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request, the nature of his interest and the issues of fact or law raised by said declaration which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after June 18, 1948, said declaration, as filed or as amended, may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof.

All interested persons are referred to said declaration which is on file in the offices of this Commission for a statement of the transaction therein proposed, which is summarized as follows:

Declarant proposes to issue and sell for cash at face amount to a commercial bank a seven-months unsecured promissory note having a face amount of \$400,000 which will bear interest at the rate of 2¼% per annum. The proceeds of the sale of the note are to be used to repay an outstanding note in the same amount, which is due June 22, 1948 and which is held by the same commercial bank.

Declarant states that the transaction is not subject to the jurisdiction of any commission other than this Commission.

Declarant requests that the Commission enter its order so as to permit consummation of the proposed transaction on June 22, 1948.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-5406; Filed, June 16, 1948;
8:43 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 833, Pub. Laws 322, 671, 79th Cong., 60 Stat. 59, 925; 50 U. S. C. and Supp. App. 1, 616, E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9783, Oct. 14, 1946, 11 F. R. 11931.

[Vesting Order 11369]

C. STAHL

In re: Bonds owned by and debt owing to the personal representatives, heirs, next of kin, legatees and distributees of C. Stahl, deceased. F-28-23686-A-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the personal representatives, heirs, next of kin, legatees and distributees of C. Stahl, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany)

2. That the property described as follows:

(a) Eight (8) Hotel Waldorf-Astoria Corporation, 5% Sinking Fund Debenture Bonds each of \$1,000 face value, bearing the numbers 6126/33, registered in the name of Tucker & Co., c/o J. Henry Schroder Banking Corporation, 46 William Street, New York 5, New York, presently in the custody of the aforesaid J. Henry Schroder Banking Corporation in an account of J. Henry Schroder & Co., London, England, Sub Account Various Blocked Nationals Testaments-Vollstrecker von C. Stahl's Erben, together with any and all rights thereunder and thereto, and

(b) That certain debt or other obligation of J. Henry Schroder Banking Corporation, 46 William Street, New York 5, New York, arising out of a cash custody account entitled J. Henry Schroder & Co., London, England, Sub Account Various Blocked Nationals Testaments-Vollstrecker von C. Stahl's Erben, maintained with the aforesaid Banking Corporation, and any and all rights to demand, enforce and collect the aforesaid debt or other obligation,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the personal representatives, heirs, next of kin, legatees and distributees of C. Stahl, deceased, the aforesaid nationals of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the persons referred to in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on June 1, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-5433; Filed, June 16, 1948;
8:53 a. m.]

[Return Order 139]

RENE LOEB AND NELLY HERZ

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,¹

It is ordered, That the claimed property, described below and in the determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant and Claim No., Notice of Intention To Return Published, and Property

Rene Loeb, as Ancillary Administrator of the estate of Nelly Herz, a/k/a Helene Louise Herz, New York, New York, Claim No. 936, March 11, 1948 (13 F. R. 1314); \$15,507.74 in the Treasury of the United States.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on June 10, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-5434; Filed, June 16, 1948;
8:54 a. m.]

[Return Order 140]

ROKUBEI SHIGA ET AL.

Having considered the claims set forth below and having issued a determination allowing the claims which are incorporated by reference herein and filed herewith and notice of intention to return having been published on May 8, 1948 (13 F. R. 2499)

It is ordered, That the claimed property, described below and in the determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, after adequate provision for taxes and conservatory expenses:

Claimant	Claim No.	Property
Rokubei Shiga or Tona Shiga, 1732 Kealia St., Honolulu, T. H.	11,547	\$101.06
Haruko Sugimoto, 1865 Dillingham Blvd., Honolulu 12, T. H.	11,549	379.84
Fuji Sugitara, 1830 Hanu Lane, Honolulu, T. H.	11,550	177.86
Natsu Teramoto, 1706 Oo Lane, Honolulu, T. H.	11,552	34.34
Itsuo Teramoto, 1706 Oo Lane, Honolulu, T. H.	11,553	7.30
Takeichi Tokuda, 1861 Kaliki St., Honolulu, T. H.	11,554	30.78
Kumaichi Tomonari or Taka Tomonari, 1433 Liona Pl., Honolulu 46, T. H.	11,555	9.02
Tamekichi Une, d/b/a T. Une Mattress Factory, 744 Panui St., Honolulu, T. H.	11,557	2,009.65
Oto Uyehara, 1755 Puowaina Dr., Honolulu 6, T. H.	11,558	510.54
Kyozo Yanagi and Miyano Yanagi, P. O. Box 512, Wailuku, Maui, T. H.	11561	108.77
Shigeru Yashiro, 1103 Peterson Lane, Honolulu 7, T. H.	11562	519.97
Iseno Nakamura, 216 N. Beretania St., Honolulu, T. H.	11564	51.79
Tsugio Akahoshi, 822 8th Ave., Honolulu, T. H.	11813	270.52
Kikuyo Goto, guardian of Satoshi Goto, 442-A Cooke St., Honolulu, T. H.	11816	222.22
Kume Higuchi, 1010 McCully St., Honolulu, T. H.	11818	552.62
Sakae Hirabayashi or Asano Ishibashi, 1107 Kapahulu Ave., Honolulu 41, T. H.	11819	103.14
Mrs. Misao Hirai, 2052-G South King St., Honolulu 27, T. H.	11820	281.63
Yoshiko Horibata and Masato Horibata, P. O. Box 559, Wailua, Oahu, T. H.	11822	1,058.20
Shinichiro Ige, Wailae Ranch, Honolulu, T. H.	11823	30.44

Claimant	Claim No.	Property
Fumiko Kolke, formerly Fumiko Inukai, 1263 Nuuanu Ave., Honolulu 22, T. H.	11821	\$552.47
Shizuko Yamamoto, formerly Shizuko Inukai, 3532 Aloha Ave., Honolulu 40, T. H.	11825	652.47
S. Takaki or Miyako Takaki, 2132-B Algaroba St., Honolulu 27, T. H.	11823	479.60
Masuno Mito, 1030 Noble Lane, Honolulu 7, T. H.	11829	70.46
Masuno Mito, trustee for Yasuo Mito, 1030 Noble Lane, Honolulu 7, T. H.	11830	67.65
Iwao Oki or Sadako Oki, 1620 Lela-hua Lane, Honolulu, T. H.	11835	21.33
Mr. Tsunekichi Okikawa, 835-A S. Beretania St., Honolulu, T. H.	11836	60.00
Niwa Takayasu, 821 Kapahulu Lane, Honolulu, T. H.	11839	202.07
Kaneichi Takiguchi, 3117 Moheau St., Honolulu, T. H.	11840	16.23
Daishiro Takiguchi, guardian of Sakae Takiguchi, 3117 Moheau Ave., Honolulu, T. H.	11841	6.09
Tokuo Takiguchi, 3117 Moheau Ave., Honolulu, T. H.	11842	16.23
Yukuo Uyehara, 23-A Malili Lane, Honolulu, T. H.	11845	110.03
Kingo Inokuchi, 604 N. Vineyard St., Honolulu, T. H.	11831	897.63
Miyoko Iwamoto or Yutaka Iwamoto, 2111-A Booth Rd., Honolulu 23, T. H.	11852	1,000.00
Kanesaku Kasakawa or Ikuyo Kasakawa Camp 9, Wailua, Oahu, T. H.	11834	1,340.68
Mrs. Haru Kawamoto, 923 B Ahana Lane, Honolulu, T. H.	11855	883.53
Hisa Kawano 2342 Pio Pl., Honolulu, T. H.	11856	28.10
Noboru Kinoshita, 1263 Kinau St., Honolulu, T. H.	11857	82.39
Shinkichi Miyashita, 1320 Alexander St., Honolulu, T. H.	11858	121.70
Yaeko Okubo, formerly Yaeo Nakamura, 1511 Chung Hoon Lane, Honolulu, T. H.	11859	63.83
Kunisaburo Nanamori or Masao Nanamori, P. O. Box 67, Maunaloa, Molokai, T. H.	11900	1,452.74
Masayuki Okabayashi, 1714-A Eluwene St., Honolulu 12, T. H.	11901	214.42
Kakuji Okada, trustee for Koji Okada, 4321 Wailae Ave., Honolulu 55, T. H.	11902	704.51
Takane Okawa 918-A Napala Lane, Honolulu 35, T. H.	11903	14.47
Motoji Okura 612-K Austin Lane, Honolulu, T. H.	11904	22.01
Mrs. Mitsui Onchi, 1542 Kalawala Lane, Honolulu, T. H.	11906	110.20
Daishiro Takiguchi, guardian of Jit-sueichi Takiguchi, 3117 Moheau St., Honolulu, T. H.	12000	69.72
Tadaichi Takiguchi, P. O. Box 146, Ewa, Oahu, T. H.	12001	67.47
Kango Yamato, P. O. Box O, Honolulu, T. H.	10182	14,733.85
Tomoeaki Ito or Tame Ito, 449 Koula St., Honolulu 13, T. H.	11007	14.88
Yoji Ito, guardian of Reiko Ito, P. O. Box 194, Wailua, Oahu, T. H.	11068	4.70
Mr. Saichiro Iwamoto or Mrs. Tomio Iwamoto, P. O. Box 358, Wailua, Oahu, T. H.	11070	843.38
Kamekichi Kabayama 146 Corkscrew Lane, Honolulu 43, T. H.	11072	63.87
Mrs. Tomo Kabel, P. O. Box 34, Wailua, Oahu, T. H.	11073	636.43
Katsu Kaneishi, 408 Koula St., Honolulu, T. H.	11074	2.34
Tefichi Kaneishi, 408 Koula St., Honolulu, T. H.	11075	669.07
Taki Kawashima, 2642 Pamco Rd., Honolulu 5, T. H.	11080	109.40
Haruno Kitaoka, Kahuku, Oahu, T. H.	11082	112.50
Uta Kiyabu, 3750 Campbell Ave., Honolulu, T. H.	11083	16.17
Mrs. Asayo Kobayashi, P. O. Box 35, Hawi, Hawaii, T. H.	11084	627.05
Nao Kojima, 1210 Alewa Dr., Honolulu, T. H.	11085	301.73
Yukihiko Kohatsu, also known as Dr. Y. Kohatsu, 1651 Young St., Honolulu 19, T. H.	11087	234.04
Yeu Komagata, 1578 Nuuanu St., Honolulu, T. H.	11088	40.47
Shotaro Kozaki or Masanori Kozaki 1150 Kam IV Rd., Honolulu, T. H.	11090	101.16
Mrs. Katsuno Kunikiyo, 1111 Fort St., Honolulu, T. H.	11091	1,303.08
Mrs. Riyo Ariyoshi, P. O. Box 33, Puunene, Maui, T. H.	12100	769.11
Mr. Fukunichi Fukuda, Hanapepe, Kauai, T. H.	12401	200.69
Shinichi Hamada, P. O. Box 385, Hakalan, Hawaii, T. H.	12402	293.00

¹ Payable to S. Iwamoto.

¹ Filed as part of the original document.

Claimant	Claim No.	Property	Claimant	Claim No.	Property	Claimant	Claim No.	Property
Chuji Hirano, P. O. Box 15, Lanai City, Lanai, T. H.	12493	\$75.78	Seiko Kakazu, guardian of Tsuyako Inouye *442-E Ahuawa Pl., Honolulu, T. H.	27478	\$11.33	Sakao Endo, 223 N. Vineyard St., Honolulu, T. H.	29630	\$103.57
Hyakubun Ikehara, P. O. Box 44, Maunaloa, Molokai, T. H.	12494	1,030.51	Mrs. Kimyo Katayama, 622 G. Aalpa Lane, Honolulu, T. H.	27479	310.07	Shizu Fukumoto, 707 Pannal St., Honolulu, T. H.	29631	73.74
Shoichi Itakura or Ai Itakura, P. O. Box 1355, Honolulu, T. H.	12495	24.55	Riemon Katayama or Mrs. Fuyumi Katayama, P. O. Box 124, Kilauea, Hawaii	27480	692.80	Tokutaro Fukuda, 845-A Pehukaina St., Honolulu, T. H.	29632	133.19
Tokuchi Izumi, Kaneohe, Oahu, T. H.	12496	235.42	Taka Kawamura or Noboru Kawamura, 1737 Waiola St., Honolulu, T. H.	27481	1,433.23	Tomo Fukunaga, guardian of Toshi Fukunaga, 1321 Pehala Lane, Honolulu, T. H.	29633	12.41
Mrs. Sato Shigehiro Kimura, or Yukio Kimura, P. O. Box 146, Kilauea Kauai, T. H.	12499	304.69	Shushin Mayeshiro, 403 N. Vineyard St., Honolulu, T. H.	27484	62.40	Kanoo Kajiura, guardian for Takashi Kajiura, 4225 Ahuawa Pl., Honolulu, T. H.	29635	5.00
Satoru Kumagai, 1223 Piikoi St., Honolulu, T. H.	12500	204.84	Mrs. Margaret Miyoko Maeda (formerly Miyoko Mito), 521 A-3 Hiram Lane, Honolulu, T. H.	27485	61.03	Haro Hashizora or Taki Hashizora, P. O. Box 145, Pearl City, Oahu, T. H.	29638	10.09
Ichi Moriguchi, guardian of Kenji Moriguchi, 346 No. Kuakini St., Honolulu, T. H.	12503	131.53	Mrs. Satsuo Stella Sala (formerly Satsuo Mito), 1327 F Panacola St., Honolulu, T. H.	27486	43.40	Mitsa Hashizuchi, 832 S. Hotel St., Honolulu, T. H.	29639	5.50
Teizo Moriguchi, guardian for Shigeko Moriguchi, 346 No. Kuakini St., Honolulu, T. H.	12504	40.09	Hatsuyo Momoki, 743 Pumehana St., Honolulu 27, T. H.	27488	12.74	C. Hashimoto, guardian of Sachiko Hashimoto, 1048 Alapai St., Honolulu, T. H.	29100	11.04
Itaro Moriyama or Haruko Moriyama, 1440 Iao Lane Honolulu, T. H.	12505	57.83	S. Makishima, a/k/a Shizuka Makishima, agent for S. Murakami, 61 North Hotel St., Honolulu, T. H.	27489	273.02	Sen Hashimoto, 2125 Hongtaling Rd., Honolulu 27, T. H.	29101	2,512.73
Umeko Nishi or Toyo Nishi, 564 N. King St., Honolulu 18, T. H.	12508	2,708.05	Hiro Nakamoto, P. O. Box 2395, Honolulu, T. H.	27490	82.48	Kikuyo Hamarela, trustee for Takao Hamarela, 2225 Pausa Rd., Honolulu, T. H.	29102	43.41
Toyo Nishi, 564 N. King St., Honolulu 18, T. H.	12509	1,010.00	Matsuo Nakamoto, P. O. Box 2395, Honolulu, T. H.	27491	215.32	Shigaru Hirota, Kahuku, Oahu, T. H.	29104	181.92
Tatsuo Tango, Kulae, Hawaii, T. H.	12515	27.53	Kim Nakamura, 1674 Kino St., Honolulu, T. H.	27492	23.60	Kikuyo Hamarela, trustee for Kyoko Hamarela, 2225 Pausa Rd., Honolulu, T. H.	29105	32.03
Masayuki Tokioka, guardian of Marjorie Mitsuko Tokioka c/o National Mortgage & Finance Co., Ltd., 1030 Smith St., Honolulu, T. H.	12516	34.24	Chokichi Onuchi, 34 Circle Dr., Wahiawa, Oahu, T. H.	27494	673.60	Kibi Hamada or Wakako Hataka, c/o Wakako Hamada, 2003 Fern St., Honolulu, T. H.	29107	308.59
Jiichi Tonokawa, Honolulu, Hawaii	12517	119.50	Mitsuo Otake, 683 F Road, Damien Tract, Honolulu, T. H.	27499	473.07	Toshiko Hata, 1839 Palms Ave., Honolulu, T. H.	29108	4.03
Kunio Yokoyama, P. O. Box 45, Holualoa, Kona, Hawaii, T. H.	12519	1,040.47	Tamotsu Uyemura, P. O. Box 5, Spreckelsville, Maui, T. H.	27503	42.29	Kibuyo Hamarela, trustee for Kazuyoshi Hamarela, 2225 Pausa Rd., Honolulu, T. H.	29109	24.30
Sadao Zenigami Kilauea, Kauai, T. H.	12520	254.18	Kenichiro Wada, 20 Makawee St., Wahiawa, Oahu, T. H.	27505	430.15	Tamano Iguchi, guardian of Kazuyoshi Iguchi, 700-A Lanikai St., Honolulu, 13 T. H.	29110	15.23
Chutaro Fujimoto, P. O. Box 210, Honokaa, Hawaii, T. H.	12521	8.83	Kame Yanagihara and Tsunesuke Yanagihara, 767 Pehukaina St., Honolulu, T. H.	27507	941.72	Tamano Iguchi, trustee for Peggy Mikao Iguchi, 700-A Lanikai St., Honolulu, T. H.	29111	19.79
Matsu Yamashiro, d/b/a Yamashiro Products, 1237 River St., Honolulu, T. H.	12522	300.00	Mrs. Kiyo Yokoyama or Mrs. Miyuki Yokoyama, 901 Kulihi Lane, Honolulu, T. H.	27510	457.07	Manbichi Ishimura, 1733 Kapaemua Ave., Honolulu, T. H.	29112	23.03
Tami Matsuyama, P. O. Box 447, Wailuku, Maui, T. H.	27219	30.04	Miyuki Yokoyama or Mrs. Kiyo Yokoyama, 901 Kulihi Lane, Honolulu, T. H.	27511	3,053.13			
Saki Abe, 1748 Dillingham Blvd., Honolulu, T. H.	27461	30.27	Sanjico Otoshi, c/o Oda Store, Kamuela, Hawaii, T. H.	27512	162.32			
Chine Anamizu, 1730 Alagaroba St., Honolulu, T. H.	27468	670.43	Haruto Aoki, 2539 Kahakua Ave., Honolulu 33, T. H.	29691	33.03			
Shumichi Arizumi, guardian of Sumire Violet Arizumi, 82 Palai St., Hilo, Hawaii, T. H.	27469	39.57	Takao Akazawa or Mitsuko Akazawa, 3333-A Pukalani Pl., Honolulu, T. H.	29692	3.25			
Mrs. Hana Hagihara or Haruo Hagihara, 210-A Priory Lane, Honolulu, T. H.	27471	111.18	Kunisaburo Akazawa or Sumiyo Akazawa, P. O. Box 325, Makaweli, Kauai, T. H.	29693	1,224.00			
Tetsuzo Honda or Mrs. Tone Honda, Kahaka, Paia, Maui, T. H.	27472	337.75	Umiko Ajifu, Kaneohe, Oahu, T. H.	29694	10.50			
Shigezo Horn, 946 Kahaka Lane, Honolulu 46, Hawaii, T. H.	27474	750.73	Y. Agano, a/k/a Yuichi Agano, 639 North King St., Honolulu, T. H.	29695	11.56			
T. S. Yanagihara, sole owner of Kakako Cash Store, 767 Pehukaina St., Honolulu, T. H.	27475	878.22	Sanokichi Ono, owner of Asahi Bakery, 223 S. Beretania St., Honolulu, T. H.	29696	870.23			
Seiko Kakazu, guardian of Kiyoshi Kakazu, 4426-E Ahuawa Pl., Honolulu, T. H.	27477	11.33	Memoyo Asayama, 824 Bannister St., Honolulu, T. H.	29697	1,197.23			

* Also known as Sato Kimura.

* Or Toshiichi Anamizu, deceased.

* Nee Tsuyako Kakazu.

* Also known as Ernest Kazuyoshi Iguchi.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on June 11, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 49-5435; Filed, June 16, 1948; 8:54 a. m.]

